

UNITED STATES STATUTES AT LARGE

CONTAINING THE

LAWS AND CONCURRENT RESOLUTIONS
ENACTED DURING THE FIRST SESSION OF THE
EIGHTY-FIRST CONGRESS
OF THE UNITED STATES OF AMERICA

1949

AND

PROCLAMATIONS, TREATIES, INTERNATIONAL
AGREEMENTS OTHER THAN TREATIES,
AND REORGANIZATION PLANS

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CONCURRENT RESOLUTIONS, AND PROCLAMATIONS



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PUBLIC LAWS
ENACTED DURING THE
FIRST SESSION OF THE EIGHTY-FIRST CONGRESS
OF THE
UNITED STATES OF AMERICA

*Begun and held at the City of Washington on Monday, January 3, 1949, and adjourned
sine die on Wednesday, October 19, 1949*

HARRY S. TRUMAN, President; ALBEN W. BARKLEY, Vice President; KENNETH
McKELLAR, President of the Senate *pro tempore*; SAM RAYBURN,
Speaker of the House of Representatives.

[CHAPTER 1]

JOINT RESOLUTION

Making January 20 and 21, 1949, holidays for Federal employees and employees
of the District of Columbia in the metropolitan area of the District of Columbia.

January 18, 1949
[S. J. Res. 16]
[Public Law 1]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the several executive departments, independent establishments, and other governmental agencies of the United States, including the legislative and judicial branches, and of the District of Columbia, in the metropolitan area of the District of Columbia shall be closed all day on Thursday, January 20, 1949, Inauguration Day, and on the succeeding day, Friday, January 21, 1949. All employees of such departments, establishments, and agencies and of the District of Columbia in such area, except those who may for special public reasons be required to be on duty on such days by the heads of their respective departments, establishments, or agencies, shall be excused from duty on those days; and such days shall be considered holidays for the purpose of all statutes relating to the compensation and leave of employees of the United States, and of the District of Columbia, employed in such area. For the purposes of this resolution, the term "metropolitan area of the District of Columbia" shall include, in addition to the District of Columbia, Montgomery and Prince Georges Counties, Maryland; Arlington and Fairfax Counties, Virginia; and the city of Alexandria, Virginia.

Federal and D. C.
employees, holiday.

"Metropolitan area
of the District of
Columbia."

Approved January 18, 1949.

[CHAPTER 2]

AN ACT

January 19, 1949
[S. 103]
[Public Law 2]

To increase rates of compensation of the President, Vice President, and the Speaker of the House of Representatives.

Compensation of President, Vice President, and Speaker of House of Representatives.
62 Stat. 678.
3 U. S. C., Supp. II, § 102.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 102 of title 3 of the United States Code is amended to read as follows:

"COMPENSATION OF THE PRESIDENT

"SEC. 102. The President shall receive in full for his services during the term for which he shall have been elected compensation in the aggregate amount of \$100,000 a year, to be paid monthly, and in addition an expense allowance of \$50,000 to assist in defraying expenses relating to or resulting from the discharge of his official duties, for which expense allowance no tax liability shall accrue and for which no accounting shall be made by him. He shall be entitled also to the use of the furniture and other effects belonging to the United States and kept in the Executive Mansion."

62 Stat. 678.
3 U. S. C., Supp. II, § 104.

(b) Section 104 of title 3 of the United States Code (relating to salary of the Vice President) is amended by striking out "\$20,000" and inserting in lieu thereof "\$30,000".

62 Stat. 678.
3 U. S. C., Supp. II, §§ 101-110.

(c) Chapter 2 of title 3 of the United States Code is amended by adding at the end thereof the following new section:

"EXPENSE ALLOWANCE OF VICE PRESIDENT

"SEC. 111. There shall be paid to the Vice President in equal monthly installments an expense allowance of \$10,000 per annum to assist in defraying expenses relating to or resulting from the discharge of his official duties, for which no tax liability shall occur or accounting be made by him."

60 Stat. 850.
2 U. S. C. § 31.

(d) The matter following the semicolon in section 601 (a) of the Legislative Reorganization Act of 1946, as amended, is amended to read as follows: "and the compensation of the Speaker of the House of Representatives shall be at the rate of \$30,000 per annum".

Expense allowance of Speaker.

60 Stat. 850.
2 U. S. C. § 31a.

(e) There shall be paid to the Speaker of the House of Representatives in equal monthly installments an expense allowance of \$10,000 per annum (which shall be in lieu of the allowance provided by section 601 (b) of the Legislative Reorganization Act of 1946, as amended) to assist in defraying expenses relating to or resulting from the discharge of his official duties, for which no tax liability shall occur or accounting be made by him.

Clerical assistance to Vice President.

62 Stat. 423.

(f) The allowance for clerical assistance to the Vice President contained in the Legislative Branch Appropriation Act for the fiscal year 1949, at rates of compensation to be fixed by him in multiples of \$5 per month, hereby is increased from \$32,385 per annum to \$45,000 per annum.

Computation of deduction and annuity.

46 Stat. 468.
5 U. S. C. § 691 *et seq.*; Supp. II, § 691 *et seq.*; *Post*, pp. 266, 475, 490, 577, 609, 621, 663, 699, 704, 884.

SEC. 2. In computing the amount to be deducted from the compensation of any official whose salary is increased under this Act for the purposes of the Civil Service Retirement Act of May 29, 1930, as amended, and in computing the amount of any annuity under such Act, any increase in compensation provided by this Act shall be disregarded until further Act of Congress.

Effective date.

SEC. 3. The provisions of this Act shall take effect at noon on January 20, 1949.

Approved January 19, 1949.

[CHAPTER 3]

JOINT RESOLUTION

Making an additional appropriation for disaster relief, and for other purposes.

January 28, 1949
[H. J. Res. 112]
[Public Law 3]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the following sum:

Disaster relief, additional appropriation.
Infra.

FUNDS APPROPRIATED TO THE PRESIDENT

Disaster relief: An additional amount for disaster relief, \$500,000, subject to the limitations and restrictions under this head in the Second Deficiency Appropriation Act, 1948.

62 Stat. 1031.

Approved January 28, 1949.

[CHAPTER 4]

JOINT RESOLUTION

Extending the time for free entry of certain articles imported to promote international good will.

February 3, 1949
[H. J. Res. 88]
[Public Law 4]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the joint resolution of June 25, 1948 (Public Law 769, Eightieth Congress), entitled "Joint resolution permitting the free entry of certain articles imported to promote international good will, and for other purposes", is hereby amended by striking out "December 31, 1948" and by inserting in lieu thereof "June 30, 1949".

Free imports.

62 Stat. 671.

Approved February 3, 1949.

[CHAPTER 5]

JOINT RESOLUTION

Making a further appropriation for disaster relief, and for other purposes.

February 7, 1949
[H. J. Res. 136]
[Public Law 5]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the following sum:

Disaster relief, additional appropriation.
Supra.

FUNDS APPROPRIATED TO THE PRESIDENT

Disaster relief: A further amount for disaster relief, \$500,000, subject to the limitations and restrictions under this head in the Second Deficiency Appropriation Act, 1948.

62 Stat. 1031.

Approved February 7, 1949.

[CHAPTER 6]

AN ACT

To continue through September 30, 1949, certain authority conferred on the President by section 2 of Public Law 395, Eightieth Congress, regarding voluntary agreements and plans.

February 9, 1949
[S. 547]
[Public Law 6]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 2 of Public Law 395, Eightieth Congress (61 Stat. 945), is hereby amended by striking out "March 1, 1949" and inserting in lieu thereof "September 30, 1949".

Voluntary agreements.
50 U. S. C., Supp. II, app. § 1912 (b).

61 Stat. 946,
60 U. S. C., Supp.
II, app. § 1912 (f).
Expiration.

Subsection (f) of said section 2 is hereby amended to read as follows:

"(f) This section shall expire on September 30, 1949, and any requests made and voluntary plans adopted under this section shall have no force or effect thereafter."

Approved February 9, 1949.

[CHAPTER 7]

AN ACT

February 21, 1949
[H. R. 2402]
[Public Law 7]

To extend the Office of the War Assets Administrator and the War Assets Administration from February 28, 1949, until June 30, 1949.

War Assets Admin-
istration, extension.
Post, pp. 81, 381.
62 Stat. 1202.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the paragraph under the heading "SURPLUS PROPERTY DISPOSAL" in the Supplemental Independent Offices Appropriation Act, 1949, is amended by striking out "February 28, 1949" and inserting in lieu thereof "June 30, 1949".

SEC. 2. The item "Salaries and expenses" under the heading "SALARIES AND EXPENSES, WAR ASSETS ADMINISTRATION, SPECIAL FUND" in the Supplemental Independent Offices Appropriation Act, 1949, is amended by striking out "February 28, 1949" and inserting in lieu thereof "June 30, 1949".

Approved February 21, 1949.

[CHAPTER 8]

AN ACT

February 24, 1949
[H. R. 1252]
[Public Law 8]

To amend the Legislative Reorganization Act of 1946 with respect to the eligibility for appointment in the executive branch of the Government of former professional staff members of committees of the Senate and the House of Representatives.

60 Stat. 835.
2 U. S. C. § 72a (g).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 202 (g) of the Legislative Reorganization Act of 1946, as amended (prohibiting the employment in the executive branch of the Government of any former professional staff member of a committee of the Senate or the House of Representatives for a period of one year after he ceases to be such a member), is hereby repealed.

Approved February 24, 1949.

[CHAPTER 9]

AN ACT

February 25, 1949
[S. 492]
[Public Law 9]

To amend the Act approved June 29, 1948, entitled "An Act to authorize the issuance of a stamp commemorative of the two-hundredth anniversary of the founding of the city of Alexandria, Virginia".

Alexandria, Va.
Commemorative
postage stamp,
amendment.

62 Stat. 1075.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved June 29, 1948, entitled "An Act to authorize the issuance of a stamp commemorative of the two-hundredth anniversary of the founding of the city of Alexandria, Virginia", be amended to read as follows:

"That the Postmaster General is authorized and directed to issue, during 1949, a special 6-cent air-mail postage stamp, of such design as he shall prescribe, in commemoration of the two-hundredth anniversary of the founding of the city of Alexandria, Virginia."

Approved February 25, 1949.

[CHAPTER 10]

AN ACT

To amend Public Law 533 of the Eightieth Congress authorizing the construction of a building for the General Accounting Office on square 518 in the District of Columbia.

February 25, 1949
[S. 713]
[Public Law 10]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of Public Law 533, Eightieth Congress, approved May 18, 1948, limiting the cost of the General Accounting Office Building to \$22,850,000 be, and the same are hereby, amended to increase such limit of cost to \$25,400,000.

62 Stat. 238.
Post, p. 79.

Approved February 25, 1949.

[CHAPTER 11]

AN ACT

To provide for continuation of authority for the regulation of exports, and for other purposes.

February 26, 1949
[S. 548]
[Public Law 11]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Export Control Act of 1949".

Export Control Act
of 1949.

FINDINGS

(a) Certain materials continue in short supply at home and abroad so that the quantity of United States exports and their distribution among importing countries affect the welfare of the domestic economy and have an important bearing upon the fulfillment of the foreign policy of the United States.

(b) The unrestricted export of materials without regard to their potential military significance may affect the national security.

DECLARATION OF POLICY

SEC. 2. The Congress hereby declares that it is the policy of the United States to use export controls to the extent necessary (a) to protect the domestic economy from the excessive drain of scarce materials and to reduce the inflationary impact of abnormal foreign demand; (b) to further the foreign policy of the United States and to aid in fulfilling its international responsibilities; and (c) to exercise the necessary vigilance over exports from the standpoint of their significance to the national security.

AUTHORITY

SEC. 3. (a) To effectuate the policies set forth in section 2 hereof, the President may prohibit or curtail the exportation from the United States, its Territories, and possessions, of any articles, materials, or supplies, including technical data, except under such rules and regulations as he shall prescribe. To the extent necessary to achieve effective enforcement of this Act, such rules and regulations may apply to the financing, transporting, and other servicing of exports and the participation therein by any person.

(b) The President may delegate the power, authority, and discretion conferred upon him by this Act to such departments, agencies, or officials of the Government as he may deem appropriate.

(c) The authority conferred by this section shall not be exercised with respect to any agricultural commodity, including fats and oils,

Delegation of authority.

Exceptions.

Ante, p. 7.

during any period for which the supply of such commodity is determined by the Secretary of Agriculture to be in excess of the requirements of the domestic economy, except to the extent required to effectuate the policies set forth in clause (b) or clause (c) of section 2 hereof.

CONSULTATION AND STANDARDS

SEC. 4. (a) In determining which articles, materials, or supplies shall be controlled hereunder, and in determining the extent to which exports thereof shall be limited, any department, agency, or official making these determinations shall seek information and advice from the several executive departments and independent agencies concerned with aspects of our domestic and foreign policies and operations having an important bearing on exports.

(b) In authorizing exports, full utilization of private competitive trade channels shall be encouraged insofar as practicable, giving consideration to the interests of small business, merchant exporters as well as producers, and established and new exporters, and provisions shall be made for representative trade consultation to that end. In addition, there may be applied such other standards or criteria as may be deemed necessary by the head of such department or agency, or official to carry out the policies of this Act.

VIOLATIONS

SEC. 5. In case of the violation of any provision of this Act or any regulation, order, or license issued hereunder, such violator or violators, upon conviction, shall be punished by a fine of not more than \$10,000 or by imprisonment for not more than one year, or by both such fine and imprisonment.

ENFORCEMENT

Investigations, etc.

SEC. 6. (a) To the extent necessary or appropriate to the enforcement of this Act, the head of any department or agency exercising any functions hereunder (and officers or employees of such department or agency specifically designated by the head thereof) may make such investigations and obtain such information from, require such reports or the keeping of such records by, make such inspection of the books, records, and other writings, premises, or property of, and take the sworn testimony of, any person. In addition, such officers or employees may administer oaths or affirmations, and may by subpoena require any person to appear and testify or to appear and produce books, records, and other writings, or both, and in case of contumacy by, or refusal to obey a subpoena issued to, any such person, the district court of the United States for any district in which such person is found or resides or transacts business, upon application, and after notice to any such person and hearing shall have jurisdiction to issue an order requiring such person to appear and give testimony or to appear and produce books, records, and other writings, or both, and any failure to obey such order of the court may be punished by such court as a contempt thereof.

Oaths, etc.

(b) No person shall be excused from complying with any requirements under this section because of his privilege against self-incrimination, but the immunity provisions of the Compulsory Testimony Act of February 11, 1893 (27 Stat. 443), shall apply with respect to any individual who specifically claims such privilege.

49 U. S. C. § 46.

Disclosure of information.

(c) No department, agency, or official exercising any functions under this Act shall publish or disclose information obtained hereunder which is deemed confidential or with reference to which a request for confidential treatment is made by the person furnishing

such information unless the head of such department or agency determines that the withholding thereof is contrary to the national interest.

EXEMPTION FROM ADMINISTRATIVE PROCEDURE ACT

SEC. 7. The functions exercised under this Act shall be excluded from the operation of the Administrative Procedure Act (60 Stat. 237), except as to the requirements of section 3 thereof.

5 U. S. C. §§ 1001-1011; Supp. II, § 1001.

QUARTERLY REPORT

SEC. 8. The head of any department or agency, or official exercising any functions under this Act shall make a quarterly report, within forty-five days after each quarter, to the President and to the Congress of his operations hereunder.

DEFINITION

SEC. 9. The term "person" as used herein shall include the singular and the plural and any individual, partnership, corporation, or other form of association, including any government or agency thereof.

"Person."

EFFECT ON OTHER ACTS

SEC. 10. The Act of February 15, 1936 (49 Stat. 1140), relating to the licensing of exports of tin-plate scrap, is hereby superseded; but nothing contained in this Act shall be construed to modify, repeal, supersede, or otherwise affect the provisions of any other laws authorizing control over exports of any commodity.

50 U. S. C. §§ 86-88.

EFFECTIVE DATE

SEC. 11. This Act shall take effect February 28, 1949, upon the expiration of section 6 of the Act of July 2, 1940 (54 Stat. 714), as amended. All outstanding delegations, rules, regulations, orders, licenses, or other forms of administrative action under said section 6 of the Act of July 2, 1940, shall, until amended or revoked, remain in full force and effect, the same as if promulgated under this Act.

50 U. S. C. app. § 701; Supp. II, § 701.

TERMINATION DATE

SEC. 12. The authority granted herein shall terminate on June 30, 1951, or upon any prior date which the Congress by concurrent resolution or the President may designate.

Approved February 26, 1949.

[CHAPTER 12]

JOINT RESOLUTION

To continue the authority of the Maritime Commission to sell, charter, and operate vessels, and for other purposes.

February 28, 1949
[H. J. Res. 92]
[Public Law 12]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the joint resolution entitled "Joint resolution to continue until March 1, 1949, the authority of the Maritime Commission to sell, charter, and operate vessels, and for other purposes", approved February 27, 1948 (Public Law 423, Eightieth Congress), is amended by striking out the date "March 1, 1949" wherever it appears therein and inserting in lieu thereof the date "June 30, 1949". That joint resolution is further amended by inserting at the end of subparagraph (b) thereof the words "Provided, however, That vessels may be chartered to the Republic of the

Maritime Commission.

62 Stat. 38.
50 U. S. C., Supp. II, §§ 1735, 1739 notes, 1744; 46 U. S. C., Supp. II, note prec. § 7.
Post, p. 349.
Vessels chartered to Republic of the Philippines.

50 U. S. C. app.
§ 1786.

Philippines, or citizens thereof, for use in the interisland commerce of the Philippines in accordance with section 306 of the Philippine Rehabilitation Act of April 30, 1946 (60 Stat. 137; U. S. C., 1946 edition, title 50, sec. 1786)".

Approved February 28, 1949.

[CHAPTER 13]

JOINT RESOLUTION

March 2, 1949
[H. J. Res. 84]
[Public Law 13]

To provide for the acquisition and operation of the Freedom Train by the Archivist of the United States, and for other purposes.

Freedom Train.
Acquisition and op-
eration.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, as a means of focusing the attention of the American people on a reexamination of their heritage of freedom, fostering the preservation of their liberties, awakening their loyalty to the American tradition, and contributing to citizenship training, particularly of Americans of school age, the Archivist of the United States is hereby authorized and directed to acquire the Freedom Train, and to operate the said train during the period ending July 5, 1951.

SEC. 2. In carrying out the purposes of this joint resolution the Archivist is hereby authorized—

Agreements.

(a) to enter into and carry out such agreements with such person or persons, natural or artificial, as may be necessary for the acquisition of the Freedom Train and its equipment, for its operation during the period ending July 5, 1951, and for the disposition of such train and equipment within sixty days after such date; and to make such expenditures, without regard to other provisions of law, as may be required to carry out such agreements;

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.
5 U. S. C. § 55a.

(b) to appoint and fix the compensation of such personnel as he deems advisable without regard to the civil-service laws and the Classification Act of 1923, as amended; to procure services as authorized by section 15 of the Act of August 2, 1946 (60 Stat. 810), but at rates not to exceed \$40 per diem for individuals; to accept services and facilities without compensation; and, with the consent of the head of any Government department or agency, to utilize or employ the services of personnel or facilities of any such department or agency, with or without reimbursement therefor;

44 U. S. C. §§ 4, 111.
Post, p. 405.

(c) to obtain printing and binding without regard to section 11 of the Act of March 1, 1919, as amended (40 Stat. 1270);

(d) to purchase or contract for supplies or services (including printing and binding) without regard to section 3709 of the Revised Statutes, as amended;

41 U. S. C. § 5.
Post, p. 403.
Insurance.

(e) to obtain and pay for comprehensive insurance coverage, as he may deem necessary, of other than Government property used in connection with the Freedom Train;

Gifts, etc.

(f) to acquire by gift, bequest, loan, or otherwise, personal property for the benefit of, or in connection with, the operation of the Freedom Train;

Cooperation with
States, etc.

(g) to cooperate with the governments of the several States and their political subdivisions in promoting the exhibition of the Freedom Train;

Per diem allowance.

(h) to pay per diem to personnel required to travel in connection with the operation or inspection of the train as follows: To civilian personnel at the maximum rate applicable under existing laws or regulations; to officer personnel of the armed services in

accordance with section 12 of the Pay Readjustment Act of June 16, 1942, and regulations pertinent thereto; and to enlisted personnel of the armed services a military allowance in lieu of rations and quarters as provided in Executive Order Numbered 9871, as amended, and regulations pertinent thereto;

(i) to pay in cash for any services, supplies, or equipment not exceeding \$50 in cost;

(j) to purchase, print, mimeograph, multilith, photostat, or produce or reproduce in any known manner, pamphlets, brochures, facsimiles or other material pertaining to the Freedom Train for free distribution or for sale, the proceeds of such sales to be paid into, administered, and expended as a part of the National Archives Trust Fund;

(k) to prescribe such rules and regulations as he may deem necessary for the operation of the Freedom Train.

SEC. 3. The Secretary of Defense is hereby authorized and directed to provide a security detachment for the protection of the Freedom Train.

SEC. 4. A commission is hereby created and established, to be known as the "Freedom Train Commission", to consist of the President pro tempore of the Senate, the Speaker of the House of Representatives, the minority leader of the Senate, the minority leader of the House of Representatives, the chairmen of the Senate and House Committees on Post Office and Civil Service, the Attorney General of the United States, the Librarian of Congress, the Archivist of the United States, and five members to be appointed by the President. The members of the said Commission shall serve during the period the Freedom Train is in operation, and for six months thereafter. Such members shall serve without compensation, but shall be reimbursed for travel, subsistence, and other necessary expenses incurred by them in the performance of the duties vested in the Commission. The Commission shall elect one of its members to serve as Chairman.

SEC. 5. The Commission shall advise on and consent to the plans and publicity formulated by the Archivist and submitted to it for exhibiting the Freedom Train, and with respect to its itinerary.

SEC. 6. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the provisions of this joint resolution, not to exceed \$2,500,000 for the period ending July 5, 1951.

Approved March 2, 1949.

[CHAPTER 14]

AN ACT

To retrocede to the State of New Mexico exclusive jurisdiction held by the United States over lands within the boundaries of the Los Alamos Project of the United States Atomic Energy Commission.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby retroceded to the State of New Mexico the exclusive jurisdiction heretofore acquired from the State of New Mexico by the United States of America, over lands in Sandoval County and Santa Fe County, New Mexico, within the present boundaries of the Los Alamos Project of the United States Atomic Energy Commission.

SEC. 2. This retrocession of jurisdiction shall take effect upon acceptance by the State of New Mexico.

Approved March 4, 1949.

56 Stat. 264.
37 U. S. C. § 112.
Post, p. 840.
3 CFR, 1947 Supp.,
p. 157.

Publication of pamphlets, etc.

Security detachment.

Freedom Train Commission.
Composition.

Duties.

Appropriation authorized.

March 4, 1949
[H. R. 54]
[Public Law 14]

Los Alamos Project,
N. Mex.

[CHAPTER 15]

AN ACT

For the relief of the city and county of San Francisco.

March 10, 1949

[S. 198]

[Public Law 15]

San Francisco, Calif.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the city and county of San Francisco, a municipal corporation, of San Francisco, California, the sum of \$9,728.81, in full settlement of all claims against the United States for reimbursement of expenses incurred in rebuilding and restoring a power-transmission line and loss of power revenue in township 3 south, range 5 east, and township 3 south, range 6 east, San Joaquin County, California, south of Tracy and approximately three miles from the Navy Vernalis Airfield, which transmission line was demolished by the crashing of a United States Navy plane, type SB 2 C-2, bureau number 18772, on August 6, 1944, at 9:21 post meridian, while the said plane was engaged in making a flight over the area indicated, and on August 30, 1944, at 1:14 ante-meridian, by the crashing of a United States Navy plane, type TBM-1, bureau number 24994, while the said plane was likewise making a flight over the area indicated: *Provided,* That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or agents, attorney or attorneys, on account of services rendered in connection with such claim. It shall be unlawful for any agent or agents, attorney or attorneys, to exact, collect, withhold, or receive any sum of the amount appropriated in this Act in excess of 10 per centum thereof on account of services rendered in connection with such claim, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved March 10, 1949.

[CHAPTER 18]

AN ACT

March 12, 1949

[S. 630]

[Public Law 16]

To amend section 19 of the Act of August 13, 1946 (60 Stat. 1057), so as to remove the upper age limit for appointment to commissioned grade in the Supply Corps of the Navy.

60 Stat. 1061.
34 U. S. C., Supp II,
§ 61.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 19 of the Act of August 13, 1946 (60 Stat. 1057), as amended, is hereby further amended to read as follows:

"Sec. 19. No person shall be appointed to a commissioned grade in the Supply Corps of the Navy who will be less than twenty-one years of age on July 1 of the calendar year in which appointed and until his physical, mental, and moral qualifications have been established to the satisfaction of the Secretary of the Navy."

Approved March 12, 1949.

[CHAPTER 19]

AN ACT

March 15, 1949

[S. 29]

[Public Law 17]

To authorize payment of claims based on loss of or damage to property deposited by alien enemies.

Alien enemy prop-
erty claims.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General is hereby authorized to consider, ascertain, adjust, determine,

settle, and pay in an amount not in excess of \$1,000, when accepted by the claimant in full satisfaction and final settlement, any claim against the United States arising on or after December 7, 1941, for damage to, or loss or destruction of, personal property, the use, operation, possession, custody, or control of which was prohibited by proclamation Numbered 2525, dated December 7, 1941, and proclamations Numbered 2526 and Numbered 2527, dated December 8, 1941 (55 Stat. pt. 2, pp. 1700, 1705, and 1707), the possession of which property was not prohibited by law prior to said promulgations and which was deposited by alien enemies or United States citizens of Japanese ancestry in the manner provided in the regulations promulgated by the Attorney General on February 5, 1942, as amended (7 Fed. Reg. 844; 28 C. F. R. 30.1-30.16): *Provided*, That the damage to or loss or destruction of property shall not have been caused in whole or in part by any negligence or wrongful act on the part of the claimant, his agent, or employee, and that the claim is substantiated in such manner as the Attorney General may by regulation prescribe: *Provided further*, That nothing in this Act shall be construed to authorize the Attorney General to pay or settle any claims for damage to or loss or destruction of property which had been used for espionage or other illegal purposes on or before December 7, 1941.

SEC. 2. No claim shall be considered unless presented in writing within one year after the date of enactment of this Act.

SEC. 3. Any decision or settlement made by the Attorney General under the authority of this Act and such regulations as he may prescribe shall be final and conclusive, notwithstanding any other provision of law to the contrary.

SEC. 4. The Attorney General may report such claims as exceed \$1,000 to Congress for its consideration.

SEC. 5. Such appropriations as may be required for the settlement of claims under this Act are hereby authorized.

Approved March 15, 1949.

28 CFR, Cum.
Supp., p. 8481.

Limitation.

Time limitation.

Finality of decision.

Report to Congress.

Appropriations au-
thorized.
Post, p. 458.

[CHAPTER 20]

AN ACT

For the relief of certain postal employees.

March 15, 1949

[S. 593]

[Public Law 18]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all employees at first- and second-class post offices who were reduced from the position of regular clerk or regular carrier to the position of substitute clerk or substitute carrier prior to July 1, 1945, or who were formerly regular clerk or regular carrier and were reinstated as substitute clerk or substitute carrier prior to July 1, 1945, and whose compensation was converted to \$1.24 per hour effective July 1, 1945, instead of \$1.04 per hour as provided by sections 12 (a) and 24 of the Act entitled "An Act to reclassify the salaries of postmasters, officers, and employees of the Postal Service; to establish uniform procedures for computing compensation; and for other purposes", approved July 6, 1945 (59 Stat. 435, ch. 274), are hereby relieved of all liability to refund to the United States any amounts paid to them as a result of such overpayment of salaries from July 1, 1945, until the date their compensation was adjusted to conform to the provisions of the Act of July 6, 1945 (59 Stat. 435, ch. 274), as amended, and in the audit and settlement of the accounts any postmaster or other designated disbursing officer of the Post Office Department or postal service the amounts paid to such employees from July 1, 1945, as compensation shall be considered to have been authorized. Any amounts heretofore credited to such employees, or refunded to the United States by them

Certain postal em-
ployees.
Relief from liability.

59 Stat. 443, 461.
39 U. S. C. §§ 862 (a),
874.

39 U. S. C. §§ 851-
876; Supp. II, § 853 *et*
seq.
Post, pp. 622, 690,
902, 984.

on account of such overpayment of salaries shall be repaid to them out of any money available for the payment of salaries to city delivery carriers and clerks at first- and second-class offices: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved March 15, 1949.

[CHAPTER 21]

JOINT RESOLUTION

March 15, 1949
[S. J. Res. 22]
[Public Law 19]

To authorize the issuance of a special series of stamps commemorative of the three hundredth anniversary of Annapolis, Maryland.

Annapolis, Md.
Commemorative
postage stamp.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Postmaster General is authorized and directed to prepare for issuance in May 1949 a special series of 3-cent postage stamps, of such design as he shall prescribe, in commemoration of the three hundredth anniversary of Annapolis, Maryland.

Approved March 15, 1949.

[CHAPTER 22]

AN ACT

March 17, 1949
[S. 170]
[Public Law 20]

To authorize the transfer of certain property to the Secretary of the Interior, and for other purposes.

Bushnell General
Hospital, Utah.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of the War Assets Administration is hereby authorized and directed to transfer to the Secretary of the Interior, without reimbursement or transfer of funds for use by the Bureau of Indian Affairs as a vocational school for Indian children and a center for housing and training adult Indians for off-reservation employment and placement, the property known as the Bushnell General Hospital near Brigham City, Box Elder County, Utah, comprising two hundred and ninety-eight and five-tenths acres, more or less, together with roads, buildings, and other betterments thereon.

Post, p. 84.

SEC. 2. The Secretary of the Interior is hereby authorized and directed to take over the property as soon as Congress has appropriated the necessary funds to provide for alterations, maintenance, and operation.

Approved March 17, 1949.

[CHAPTER 23]

AN ACT

March 17, 1949
[S. 673]
[Public Law 21]

Relating to the pay and allowances of officers of the Naval Reserve performing active duty in the grade of rear admiral, and for other purposes.

Naval Reserve offi-
cers.
Pay and allowances.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any officer of the Naval Reserve serving in the grade of rear admiral shall, when otherwise entitled to active duty pay and allowances, receive the pay and allowances prescribed by law for rear admirals of the upper half when any officer of the active list of the line of the Regular Navy

junior to him, is in the upper half of the list of rear admirals: *Provided*, That the provisions of this Act shall not apply to officers of the Naval Reserve while on any lineal list established pursuant to title III of the Officer Personnel Act of 1947: *Provided further*, That no back pay or allowances shall be held to have accrued under the provisions of this Act for any period prior to the date of its approval.

Approved March 17, 1949.

61 Stat. 829,
34 U. S. C., Supp.
II, § 3c *et seq.*

[CHAPTER 28]

JOINT RESOLUTION

Extending an invitation to the International Olympic Committee to hold the 1956 Olympic Games at Detroit, Michigan.

March 23, 1949
[S. J. Res. 56]
[Public Law 22]

Whereas the United States Olympic Association will invite the International Olympic Committee to hold the Olympic Games in the United States at Detroit, Michigan, in 1956: Now, therefore, be it *Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Government of the United States joins in the invitation of the United States Olympic Association to the International Olympic Committee to hold the 1956 Olympic Games in the United States at Detroit, Michigan; and expresses the hospitable hope that the United States may be selected as the site for this great enterprise in international good will.

1956 Olympic Games.

SEC. 2. The Secretary of State is directed to transmit a copy of this joint resolution to the International Olympic Committee.

Approved March 23, 1949.

[CHAPTER 30]

JOINT RESOLUTION

Providing for the filling of a vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress.

March 24, 1949
[H. J. Res. 89]
[Public Law 23]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, be filled by the appointment of Jerome C. Hunsaker, a citizen of Massachusetts, for the statutory term of six years, to succeed Frederic C. Walcott, retired.

Board of Regents of Smithsonian Institution.

Approved March 24, 1949.

[CHAPTER 32]

AN ACT

To authorize the attendance of the United States Marine Band at the Eighty-third and Final National Encampment of the Grand Army of the Republic to be held in Indianapolis, Indiana, August 28 to September 1, 1949.

March 24, 1949
[H. R. 2485]
[Public Law 24]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to permit the band of the United States Marine Corps to attend and give concerts at the Eighty-third and Final National Encampment of the Grand Army of the Republic to be held in Indianapolis, Indiana, August 28 to September 1, 1949.

U. S. Marine Band, Attendance at G.A.R. encampment.

SEC. 2. For the purpose of defraying the expenses of such band in attending and giving concerts at such convention, there is hereby authorized to be appropriated a sufficient sum to cover the cost of transportation and pullman accommodations for the leaders and members of the Marine Band, and allowance not to exceed \$8 per day each

Appropriation authorized.

for additional traveling and living expenses while on duty, such allowance to be in addition to the pay and allowance to which they would be entitled while serving their permanent station.

Approved March 24, 1949.

[CHAPTER 33]

JOINT RESOLUTION

March 24, 1949
[S. J. Res. 36]
[Public Law 25]

For the authorization of a special contribution by the United States for the relief of Palestine refugees.

Palestine refugees.
Appropriation au-
thorized.
Post, p. 232.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated to the President, out of any money in the Treasury not otherwise appropriated, not to exceed \$16,000,000 as a special contribution by the United States to the United Nations for the purposes set forth in the resolution of the General Assembly of the United Nations of November 19, 1948, providing for the relief of Palestine refugees.

Advances by R.F.C.

SEC. 2. Notwithstanding the provision of any other law, the Reconstruction Finance Corporation is authorized and directed, until such time as an appropriation shall be made pursuant to section 1, to make advances to the President, not to exceed in the aggregate \$8,000,000, to carry out the provisions of this joint resolution. From appropriations authorized under section 1, there shall be repaid to the Reconstruction Finance Corporation, without interest, the advances made by it under authority contained herein. No interest shall be charged on advances made by the Treasury to the Reconstruction Finance Corporation in implementation of this section.

Approved March 24, 1949.

[CHAPTER 36]

JOINT RESOLUTION

March 28, 1949
[S. J. Res. 52]
[Public Law 26]

To authorize vessels of Canadian registry to transport iron ore between United States ports on the Great Lakes during the period from March 15 to December 15, 1949, inclusive.

Canadian vessels.
Transportation
iron ore.

46 U. S. C. § 883;
Supp. II, § 883 note.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of section 27 of the Act of Congress approved June 5, 1920 (41 Stat. 999), as amended by Act of Congress approved April 11, 1935 (49 Stat. 154), and by Act of Congress approved July 2, 1935 (49 Stat. 442), or the provisions of any other Act of Congress or regulation, vessels of Canadian registry shall be permitted to transport iron ore between United States ports on the Great Lakes during the period from March 15 to December 15, 1949, inclusive.

Approved March 28, 1949.

[CHAPTER 37]

AN ACT

March 29, 1949
[S. 271]
[Public Law 27]

To provide for the appointment of an additional district judge for the middle district of Georgia.

Georgia.
Additional district
judge.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to appoint, by and with the advice and consent of the Senate, one additional district judge for the United States District Court for the Middle District of Georgia. When a vacancy shall occur in the office of the existing district judge for said district such vacancy shall not be filled.

Approved March 29, 1949.

[CHAPTER 38]

AN ACT

To provide that acreage planted to cotton in 1949 shall not be used in computing cotton acreage allotments for any subsequent year.

March 29, 1949
[H. R. 128]
[Public Law 28]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of title III of the Agricultural Adjustment Act of 1938, as amended, or of any other law, State, county, and farm acreage allotments and yields for cotton for any year after 1949 shall be computed without regard to yields or to the acreage planted to cotton in 1949.

Approved March 29, 1949.

Cotton acreage allotments.

52 Stat. 38.
7 U. S. C. § 1301 *et seq.*; Supp. II, § 1301 *et seq.*
Post, pp. 670, 1057.

[CHAPTER 39]

AN ACT

To amend the Act of June 25, 1938, relating to the appointment of postmasters under civil service.

March 29, 1949
[H. R. 253]
[Public Law 29]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act entitled "An Act extending the classified civil service to include postmasters of the first, second, and third classes, and for other purposes", approved June 25, 1938 (52 Stat. 1076), as amended, is amended by striking out the following after the word "*Provided*,": "That postmasters now serving may continue to serve until the end of their terms, but they shall not acquire a classified civil-service status at the expiration of such terms of office except as provided in section 2 hereof", and inserting in lieu thereof the following: "That postmasters of the fourth class, appointed in the classified civil service, whose offices advance to a higher class, and postmasters of other classes, appointed in the classified civil service, whose offices are relegated to the fourth class, shall continue to serve under their original appointment until a vacancy occurs by reason of death, resignation, retirement, or removal, in which event the appointment shall be made as provided in section 2 of the Act".

Approved March 29, 1949.

Postal Service.
Postmasters of fourth class.

39 U. S. C. § 31a.

[CHAPTER 41]

AN ACT

To authorize the Secretary of the Air Force to establish land-based air warning and control installations for the national security, and for other purposes.

March 30, 1949
[H. R. 2546]
[Public Law 30]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Air Force is hereby authorized to establish and develop within and without the continental limits of the United States in fulfilling the air defense responsibilities of the Department of the Air Force such land-based air warning and control installations and facilities, by the construction, installation, or equipment of temporary or permanent public works, including buildings, facilities, appurtenances, utilities, and access roads, and to provide for necessary administration and planning therefor, without regard to sections 1136, 3648, 3734, Revised Statutes, as he may deem necessary in the interest of national security: *Provided*, That not to exceed \$85,500,000 shall be appropriated for the construction of public works authorized by this section.

SEC. 2. In furtherance of the above, the Secretary of the Air Force is authorized to make surveys and to acquire lands and rights pertaining thereto or other interests therein, including the temporary use

Land-based air warning and control installations.

10 U. S. C., Supp. II, § 1339; 31 U. S. C. § 529; 40 U. S. C. §§ 259, 267.

Surveys, etc.

thereof, by donation, purchase, exchange of Government-owned lands, or otherwise, and to place permanent and temporary improvements thereon whether such lands are held in fee or under lease, or under other temporary tenure.

Appropriations authorized.
Post, p. 1014.

SEC. 3. There is hereby authorized to be appropriated, out of any moneys in the Treasury of the United States not otherwise appropriated, such sums as may be necessary to carry out the purposes of this Act, and when so specified in an appropriation Act such amounts shall remain available until expended.

61 Stat. 495,
5 U. S. C., Supp. II,
§ 171 and notes.
Post, pp. 30, 579.

SEC. 4. The provisions of this Act shall be subject to the duties and authority of the Secretary of Defense and the departments and agencies of the National Military Establishment as provided in the National Security Act of 1947 (Public Law 253, Eightieth Congress).

Approved March 30, 1949.

[CHAPTER 42]

AN ACT

March 30, 1949
[H. R. 1731]
[Public Law 31]

To extend certain provisions of the Housing and Rent Act of 1947, as amended, and for other purposes.

Housing and Rent
Act of 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Housing and Rent Act of 1949".

TITLE I—AMENDMENT TO TITLE I OF HOUSING AND RENT ACT OF 1947, AS AMENDED

61 Stat. 195,
50 U. S. C., Supp.
II, app. § 1884.

Veterans' preference.

SEC. 2. Section 4 of the Housing and Rent Act of 1947, as amended, is amended to read as follows:

"SEC. 4. (a) In order to assure preference or priority to veterans of World War II or their families—

"(1) no housing accommodations designed for single-family residence, the construction or conversion of which is completed after June 30, 1947, shall be offered for sale or resale, or sold or resold, to persons other than veterans of World War II or their families, unless such housing accommodations have been publicly offered for sale exclusively to veterans of World War II or their families (a) during the period of construction or conversion and for thirty days thereafter, prior to a sale or offering for sale to such nonveterans, and (b) for a period of seven days prior to a resale, or an offering for resale, to such nonveterans; and

"(2) no housing accommodations designed for occupancy by other than transients, the construction or conversion of which is completed after June 30, 1947, shall be offered for rent or rerent, rented or rered to persons other than veterans of World War II or their families, unless such housing accommodations have been publicly offered for rent exclusively to veterans of World War II or their families (a) during the period of construction or conversion and for thirty days thereafter, prior to a first renting or offering for rent to such nonveterans, and (b) for a period of seven days prior to a subsequent renting, or offering for rent, to such nonveterans; and

"(3) no housing accommodations designed for single-family residence, the construction or conversion of which is completed after June 30, 1947, shall be offered for sale or resale, or sold or resold, to any person at a price less than the price for which it had been last offered for sale to veterans of World War II or their families for at least seven days: *Provided, however*, That in no event shall the public offering period to veterans of World War II

or their families total less than thirty days in any first or original sale as required by paragraph (1) of this subsection; and

"(4) no housing accommodations designed for occupancy by other than transients, the construction or conversion of which is completed after June 30, 1947, shall be offered for rent or rerent, or rented or rerented, to any person at a price less than the price for which it had been last offered for rent to veterans of World War II or their families for at least seven days: *Provided, however,* That in no event shall the public offering period to veterans of World War II or their families total less than thirty days in any first or original renting as required by paragraph (2) of this subsection.

"(b) As used in this section—

"(1) the term 'person' shall include an individual, corporation, partnership, association or any other organized group of persons, or a representative of any of the foregoing.

"Person."

"(2) the term 'housing accommodations' shall include, without limitation, any building, structure, or part thereof, or land appurtenant thereto, or any real or personal property, designed, constructed, or converted for dwelling or residential purposes, together with all privileges, services or facilities in connection therewith; industrially made or prefabricated houses, sections, panels, or their aggregate as a 'package', designed or constructed for dwelling or residential purposes; and a certificate, deposit, membership, stock interest, or undivided interest in real estate, under a cooperative mutual ownership or similar plan, which carries with it the right of occupancy of individual dwelling units.

"Housing accommodations."

"(c) The Housing Expediter is authorized to issue regulations and orders prescribing the manner in which such housing accommodations shall be publicly offered in good faith for sale or rent to veterans of World War II or their families and such other regulations or orders as he may deem necessary in the public interest to effectuate the provisions of this section. The Housing Expediter is further authorized to grant such exceptions to the provisions of this section for hardship cases as he may deem appropriate.

Regulations and orders.

"(d) Any person who willfully violates any provision of this section shall, upon conviction thereof, be subject to a fine of not more than \$5,000 or to imprisonment for not more than one year, or to both such fine and imprisonment.

Penalty.

"(e) This section shall cease to be in effect at the close of June 30, 1950, or upon the date that the President proclaims that the protection to veterans of World War II or their families provided by this section is no longer needed, whichever date is the earlier, except that as to offenses committed, or rights or liabilities incurred, prior to such termination date, the provisions of this title and regulations and orders issued thereunder shall be treated as still remaining in force for the purpose of sustaining any proper suit, action, or prosecution with respect to any such right, liability, or offense."

Termination of section.

TITLE II—MAXIMUM RENTS

SEC. 201. (a) Section 202 (c) of the Housing and Rent Act of 1947, as amended, is amended by striking out paragraph (1) thereof and inserting in lieu thereof the following:

61 Stat. 197.
50 U. S. C., Supp.
II, app. § 1892 (c) (1).

"(1) (A) those housing accommodations, in any establishment which is located in a city of less than two million five hundred thousand population according to the 1940 decennial census and which is commonly known as a hotel in the community in which it is located, which are occupied by persons who are provided customary hotel services

such as maid service, furnishing and laundering of linen, telephone and secretarial or desk service, use and upkeep of furniture and fixtures, and bellboy service; or

“(B) those housing accommodations in hotels in cities of two million five hundred thousand population or more according to the 1940 decennial census (i) which are located in hotels in which 75 per centum or more of the occupied housing accommodations on March 1, 1949, were used for transient occupancy, or (ii) which are not located in hotels described in (i) but which on March 1, 1949, were used for transient occupancy; for the purposes of this subparagraph (B)—

“Used for transient occupancy.”

“(1) the term ‘used for transient occupancy’ means rented on a daily basis, to a tenant who had not on March 1, 1949, continuously resided in the hotel for ninety days or more; and

“Hotel.”

“(2) the term ‘hotel’ means any establishment which on June 30, 1947, was commonly known as a hotel in the community in which it is located and was occupied by an appreciable number of persons who were provided customary hotel services such as maid service, furnishing and laundering of linen, telephone and secretarial or desk service, use and upkeep of furniture and fixtures, and bellboy service; or”.

62 Stat. 93.
50 U. S. C., Supp.
II, app. § 1892 (c) (2).

(b) Section 202 (c) (2) of the Housing and Rent Act of 1947, as amended, is amended by striking out “trailer or trailer space” and inserting in lieu thereof “trailer, or trailer space, used exclusively for transient occupancy”.

61 Stat. 197.
50 U. S. C., Supp.
II, app. § 1892 (c) (3).

(c) Section 202 (c) of the Housing and Rent Act of 1947, as amended, is amended by striking out paragraph (3) thereof and inserting in lieu thereof the following:

“(3) any housing accommodations (A) the construction of which was completed on or after February 1, 1947, or which are housing accommodations created by a change from a nonhousing to a housing use on or after February 1, 1947, or which are additional housing accommodations created by conversion on or after February 1, 1947: *Provided, however,* That any housing accommodations resulting from any conversion created on or after the effective date of the Housing and Rent Act of 1949 shall continue to be controlled housing accommodations unless the Housing Expediter issues an order decontrolling them, which he shall issue if he finds that the conversion resulted in additional, self-contained family units as defined by regulations issued by him: *And provided further,* That contracts for the rental of housing accommodations to veterans of World War II and their immediate families, the construction of which was assisted by allocations or priorities under Public Law 388, Seventy-ninth Congress, approved May 22, 1946, shall remain in full force and effect; or (B) the construction of which was completed on or after February 1, 1945, and prior to February 1, 1947, and which between the date of completion and June 30, 1947, both dates inclusive, at no time were rented (other than to members of the immediate family of the landlord) as housing accommodations; or”.

60 Stat. 207.
50 U. S. C., app.
§§ 1821-1833; Supp. II,
§§ 1821-1832.

(d) Section 202 (d) of such Act, as amended, is amended by striking out “in which maximum rents were being regulated under such Act on March 1, 1947”, and inserting in lieu thereof the following: “in which maximum rents (1) were being regulated under such Act on March 1, 1947, or (2) are established or reestablished pursuant to section 204 (i) (1) or (2) of this title”.

61 Stat. 197.
50 U. S. C., Supp.
II, app. § 1892 (d).

(e) Section 202 (e) of the Housing and Rent Act of 1947, as amended, is amended to read as follows:

Post, p. 25.
61 Stat. 197.
50 U. S. C., Supp.
II, app. § 1892 (e).
“Rent.”

“(e) The term ‘rent’ means the consideration, including any bonus, benefit, or gratuity demanded or received for or in connection with

the use or occupancy of housing accommodations, or the transfer of a lease of housing accommodations."

SEC. 202. Section 203 (b) of the Housing and Rent Act of 1947, as amended, is amended to read as follows:

"(b) On the termination of rent control in any area or portion thereof under this title all records and other data (and the cabinets or containers holding such records and data) used or held in connection with the establishment and maintenance of maximum rents in such area or portion thereof by the Housing Expediter, and all predecessor agencies, shall, on request, be transferred without reimbursement to the proper officials of any State or local subdivision of government that may be charged with the duty of administering a rent-control program in any State or local subdivision of government to which such records and data may be applicable: *Provided, however,* That any such records or data (and the cabinets or containers holding such records or data) shall be so made available subject to recall for use in carrying out the purposes of this title."

SEC. 203. (a) Section 204 (a) of the Housing and Rent Act of 1947, as amended, is amended by striking out "March 31, 1949" and inserting in lieu thereof "June 30, 1950".

(b) Section 204 (b) of such Act, as amended, is amended to read as follows:

"(b) (1) Subject to the provisions of paragraphs (2) and (3) of this subsection, and subsections (h) and (i), during the period beginning on the effective date of this title and ending on the date this title ceases to be in effect, no person shall demand, accept, or receive any rent for the use or occupancy of any controlled housing accommodations greater than the maximum rent established under the authority of the Emergency Price Control Act of 1942, as amended, and in effect with respect thereto on June 30, 1947: *Provided, however,* That the Housing Expediter shall, by regulation or order, make such individual and general adjustments in such maximum rents in any defense-rental area or any portion thereof, or with respect to any housing accommodations or any class of housing accommodations within any such area or any portion thereof, as may be necessary to remove hardships or to correct other inequities, or further to carry out the purposes and provisions of this title: *Provided, however,* That the landlord certifies that he is maintaining all services furnished as of the date determining the maximum rent and that he will continue to maintain such services so long as the adjustment in such maximum rent which may be granted continues in effect. In making and recommending individual and general adjustments to remove hardships or to correct other inequities, the Housing Expediter and the local boards shall observe the principle of maintaining maximum rents for controlled housing accommodations, so far as is practicable, at levels which will yield to landlords a fair net operating income from such housing accommodations. In determining whether the maximum rent for controlled housing accommodations yields a fair net operating income from such housing accommodations, due consideration shall be given to the following, among other relevant factors: (A) Increases in property taxes; (B) unavoidable increases in operating and maintenance expenses; (C) major capital improvement of the housing accommodations as distinguished from ordinary repair, replacement, and maintenance; (D) increases or decreases in living space, services, furniture, furnishings, or equipment; and (E) substantial deterioration of the housing accommodations, other than ordinary wear and tear, or failure to perform ordinary repair, replacement, or maintenance.

61 Stat. 197.
50 U. S. C., Supp.
II, app. § 1893 (b).

Transfer of records,
etc., to local govern-
ments.

61 Stat. 197; 62 Stat.
94.
50 U. S. C., Supp.
II, app. § 1894 (a).

61 Stat. 198.
50 U. S. C., Supp.
II, app. § 1894 (b).
Maximum rents.

56 Stat. 23.
50 U. S. C., app.
§§ 901-922, 923-946;
Supp. II, § 901 *et seq.*
Adjustments.

Certification of serv-
ices by landlord.

Valid written leases.

"(2) In any case in which a valid written lease with respect to any housing accommodations was entered into and filed in accordance with the provisions of this subsection (b) as then in effect, and such lease was in effect on the effective date of the Housing and Rent Act of 1949, such housing accommodations shall be subject to the provisions of this title and, until such lease is terminated or expires, the maximum rent for said accommodations shall be the rent set forth in said lease.

Termination.

"(3) In any case in which a valid written lease with respect to any housing accommodations was entered into and filed in accordance with the provisions of this subsection (b) as then in effect, and such lease has heretofore terminated or expired or hereafter terminates or expires, such housing accommodations shall be subject to the provisions of this title and the maximum rent for said accommodations shall be the rent set forth in said lease, plus or minus applicable individual adjustments: *Provided, however,* That if such housing accommodations are in a defense-rental area in which a general increase in maximum rents has been or is hereafter granted, the maximum rent shall be said lease rent plus or minus applicable individual adjustments, or the maximum rent in the absence of a lease, whichever is higher.

Defense-rental area.

Filing of report.

"(4) If a lease entered into under this subsection has heretofore terminated or hereafter terminates, prior to the expiration date of such lease, the landlord shall file with the Housing Expediter a report of the termination of such lease, unless a report of such termination was filed with the Housing Expediter prior to the effective date of the Housing and Rent Act of 1949. Such report shall be filed within 15 days after the date of such termination or 15 days after the effective date of the Housing and Rent Act of 1949, whichever is the later date.

Defense-rental area officer.

"(5) In order to help assure fair adjustments for tenants and small landlords, the Housing Expediter is authorized and directed to designate for every defense-rental area an officer whose function shall be to assist tenants and small landlords by—

"(A) informing them concerning the conditions under which rent adjustments may be obtained;

"(B) helping in the preparation of applications for rent adjustments; and

"(C) providing them with such other information and services as may be necessary and appropriate."

61 Stat. 198.
50 U. S. C., Supp.
II, app. § 1894 (c).
Luxury housing accommodations.

(c) Section 204 (c) of the Housing and Rent Act of 1947, as amended, is amended by adding after the first sentence thereof the following new sentence: "The Housing Expediter is further authorized and directed to remove maximum rents for any or all luxury housing accommodations in any defense-rental area or portion thereof, if in his judgment such action would result in the creation of additional rental units by conversion."

61 Stat. 198.
50 U. S. C., Supp.
II, app. § 1894 (e) (2).

(d) (1) Section 204 (e) (2) of such Act, as amended, is amended by striking out the word "and" immediately preceding the words "stenographic assistance" and inserting a comma in lieu thereof and by inserting, immediately following the words "stenographic assistance", the following: "and reporting services for public hearings (including attendance fees)".

61 Stat. 199.
50 U. S. C., Supp.
II, § 1894 (e) (3).

(2) Section 204 (e) (3) of such Act, as amended, is amended by adding at the end thereof the following new sentence: "If the Housing Expediter approves or disapproves any recommendation of a local board he shall promptly notify the local board in writing of such action."

62 Stat. 96.
50 U. S. C., Supp. II,
app. § 1894 (e) (4) (A).
61 Stat. 198.
50 U. S. C., Supp.
II, app. § 1894 (e) (1).
Post, p. 23.

(3) Section 204 (e) (4) (A) of such Act, as amended, is amended by striking out "interpleader" and inserting in lieu thereof "pleadings".

(4) So much of the first sentence of section 204 (e) (1) of the Housing and Rent Act of 1947, as amended, as precedes the proviso is

amended to read as follows: "The Housing Expediter is authorized and directed to create and, if necessary, continue in existence until the termination of this Act in each defense-rental area (whether or not under Federal rent control) or such portion thereof as he may designate, local advisory boards. The Housing Expediter shall, whenever in his judgment there is need therefor, create a local advisory board in any part of an area designated under the provisions of the Emergency Price Control Act of 1942, as amended, prior to March 1, 1947, as an area where defense activities have resulted or threaten to result in an increase in the rents for housing accommodations inconsistent with the purposes of such Act, in which maximum rents were not being regulated under such Act on March 1, 1947. Each such board shall consist of not less than five members who are citizens of the area and who, insofar as practicable, as a group are representative of the affected interests in the area, to be appointed by the Housing Expediter, from recommendations made by the respective Governors:—".

Local advisory board.

56 Stat. 23.
50 U. S. C. app.
§§ 901-922, 923-946;
Supp. II, § 901 *et seq.*

(5) Section 204 (e) (1) is amended by adding after the third sentence thereof the following: "Upon petition by a representative group of tenants or landlords, the board, if it finds that the petition is substantial in character, shall hold a public hearing in accordance with the requirements set forth in paragraph (4) of this subsection on any of the matters set forth in subparagraphs (A) and (B) of this paragraph. Such hearing shall be begun within thirty days after the filing of such petition, and shall be completed within thirty days after it is begun. Should the board for any reason fail to hold such hearing, the Housing Expediter, upon notice of that fact given by such group, shall (unless he finds that the petition is not substantial in character) hold a public hearing in like manner on such matters. Such hearing shall be begun within thirty days after the giving of such notice by such group, and shall be completed within thirty days after it is begun. If the Housing Expediter finds that such petition is not substantial in character, such group may file a complaint with the Emergency Court of Appeals within thirty days after the date such finding is made. Thereupon, if it finds that the Housing Expediter's finding is not in accordance with law, the Emergency Court of Appeals shall have jurisdiction to enter, within thirty days after the date of filing of such complaint, an order directing the Housing Expediter to hold such hearing. If a hearing is held by either the board or the Housing Expediter, a recommendation by the board or decision by the Housing Expediter, as the case may be, on the merits of the matter shall be rendered within thirty days from the date of completion of such hearing, and the local board forthwith shall forward its recommendation to the Housing Expediter."

Ante, p. 22.
Hearing.

Filing of complaint
with Emergency Court
of Appeals.

(e) The paragraph immediately following section 204 (e) (4) (E) of the Housing and Rent Act of 1947, as amended, is amended to read as follows:

"Any representative group of interested parties or the local board may file a complaint concerning such recommendation with the Emergency Court of Appeals within thirty days after the date on which the Housing Expediter notifies the local board of his decision, or the date of the expiration of such thirty-day period, as the case may be. If the Housing Expediter holds the hearing, such group may file a complaint with the Emergency Court of Appeals within thirty days after the rendering of his decision, or within thirty days after the expiration of the time within which his decision should be made. A similar right of appeal shall be afforded in the event the Housing Expediter makes a decision as to a general adjustment or as to removal of maximum rents for any class of housing accommodations (other than for luxury housing accommodations under the second

62 Stat. 97.
50 U. S. C., Supp. II,
app. § 1894 (e) (4) (E).
Filing of complaint
with Emergency
Court of Appeals.

Right of appeal.

Ante, p. 22.

Filing of recommendation in Emergency Court of Appeals.

Finality of decree.

62 Stat. 97.
50 U. S. C., Supp. II,
app. § 1894 (e) (5) (A).

Post, p. 29.
62 Stat. 98.
50 U. S. C., Supp.
II, app. § 1894 (e) (6).

61 Stat. 199.
50 U. S. C., Supp.
II, app. § 1894 (f).
Termination of title.

sentence of section 204 (c)) on his own initiative. The Clerk of the Emergency Court of Appeals shall notify the Housing Expediter in writing of the filing of any such complaint promptly after it has been so filed. Within fifteen days after the receipt of such notice by the Housing Expediter, the Housing Expediter shall file such recommendation or decision in the Emergency Court of Appeals, together with the record and statement of findings of the local board or of the Housing Expediter and such statement as the Housing Expediter may desire to make as to his views on the matter. The statement of the Housing Expediter may be accompanied by such supporting information as the Housing Expediter deems appropriate. Thereupon, the Emergency Court of Appeals shall have jurisdiction to enter, within sixty days after the date of its receipt of such recommendation or decision from the Housing Expediter (or within such additional period of not more than thirty days as the court may find necessary in exceptional cases), an order approving or disapproving the recommendation of the local board or decision of the Housing Expediter. The recommendation, record, and statement of findings of the local board or decision, record, and statement of findings of the Housing Expediter, as the case may be, together with the statement and supporting information filed by the Housing Expediter, shall constitute the record before the court. If the court determines that the recommendation or decision is not in accordance with law, or that the evidence in the record before the court, including such additional evidence as may be adduced before the court, is not of sufficient weight to justify such recommendation or decision, the court shall enter an order disapproving such recommendation or decision; otherwise it shall enter an order approving such recommendation or decision. The judgment and decree of the court shall be final. The powers heretofore granted by law to the Emergency Court of Appeals are hereby continued for purposes of exercise of the jurisdiction granted by this subsection. The court shall prescribe rules governing its procedure in such manner as to expedite the determination of cases of which it has jurisdiction, under this paragraph. The Housing Expediter, the local board, representative groups of interested parties, and representatives of the State or States involved, shall be granted, to the extent determined by the court, an opportunity to be heard, by pleadings or otherwise, with right to be represented by counsel."

(f) (1) The proviso contained in section 204 (e) (5) (A) of such Act, as amended, is amended by striking out "provisions of section 209" and inserting in lieu thereof "regulations and orders with respect to practices relating to the recovery of possession of housing accommodations issued under section 209".

(2) The first sentence of section 204 (e) (6) of such Act, as amended, is amended by inserting a period immediately after the word "subsection" and by striking out the remainder of the sentence.

(g) Section 204 (f) of such Act, as amended, is amended to read as follows:

"(f) The provisions of this title shall cease to be in effect at the close of June 30, 1950, or upon the date of a proclamation by the President or upon the date specified in a concurrent resolution by the two Houses of the Congress, declaring that the further continuance of the authority granted by this title is not necessary because of the existence of an emergency, whichever date is the earlier; except that as to rights or liabilities incurred prior to such termination date, the provisions of this title and regulations, orders, and requirements thereunder shall be treated as still remaining in force for the purpose of sustaining any proper suit or action with respect to any such right or liability."

(h) Section 204 of such Act, as amended, is amended by adding at the end thereof the following new subsections:

"(h) For controlled housing accommodations which were not included within the definition of 'controlled housing accommodations' as such definition read prior to the effective date of the Housing and Rent Act of 1949, the maximum rent shall be the maximum rent last in effect for such housing accommodations under Federal rent control, plus or minus applicable adjustments; or, if no maximum rent was ever in effect for such housing accommodations, the maximum rent shall be the rent generally prevailing in the defense-rental area for comparable controlled housing accommodations within such area, plus or minus applicable adjustments: *Provided*, That in the case of those controlled housing accommodations in hotels which were not included within the definition of 'controlled housing accommodations' as such definition read prior to the effective date of the Housing and Rent Act of 1949, the maximum rent shall be the rent in effect for such accommodations on March 1, 1949.

"(i) (1) Whenever a local advisory board in any defense-rental area in which maximum rents were never regulated under the Emergency Price Control Act of 1942, as amended, after having determined, with respect to the area over which it has jurisdiction or any portion thereof, either that (A) a scarcity of rental housing has developed as a result of national defense activity, or (B) employment or other conditions have changed to such an extent as to make the supply of rental housing inadequate to meet the demand, or (C) rents have increased or are about to increase unreasonably, recommends that such action is necessary or appropriate in order to effectuate the purposes of this title, the Housing Expediter, if such recommendation is appropriately substantiated, shall by regulation or order establish such maximum rent or maximum rents for any housing accommodations (except those not included within the definition of 'controlled housing accommodations') in such area or portion thereof as in his judgment will be fair and equitable. In establishing any maximum rent for any housing accommodations under this paragraph, the Housing Expediter shall give due consideration to the rents prevailing for such housing accommodations, or comparable housing accommodations, on such date as he deems appropriate, not earlier than the date of the enactment of the Housing and Rent Act of 1949, and he shall make adjustment for such relevant factors as he shall determine and deem to be of general applicability in respect of such accommodations, including increases or decreases in property taxes and other costs within such defense-rental area. For the purposes of this paragraph the term 'defense-rental area' means any part of an area designated under the provisions of the Emergency Price Control Act of 1942, as amended, prior to March 1, 1947, as an area where defense activities have resulted or threaten to result in an increase in the rent for housing accommodations inconsistent with the purposes of such Act.

"(2) Whenever a local advisory board in any defense-rental area in which housing accommodations were decontrolled by administrative action taken, prior to the date of the enactment of the Housing and Rent Act of 1949, under the Emergency Price Control Act of 1942, as amended, or under this title, after having determined with respect to the area over which it has jurisdiction, or any portion thereof, either that (A) a scarcity of rental housing has developed as a result of national defense activity, or (B) employment or other conditions have changed to such an extent as to make the supply of rental housing inadequate to meet the demand, or (C) rents have increased or are about to increase unreasonably, recommends that such action is necessary or appropriate in order to effectuate the purposes of this

61 Stat. 197.
50 U. S. C., Supp.
II, app. § 1894.

Maximum rent for
controlled housing ac-
commodations.

Hotels.

Establishment of
maximum rents in
defense-rental area.

56 Stat. 23.
50 U. S. C. app.
§§ 901-922, 923-946
Supp. II, § 901 *et seq.*

"Defense-rental
area."

56 Stat. 23.
50 U. S. C. app.
§§ 901-922, 923-946;
Supp. II, § 901 *et seq.*

Reestablishment of
maximum rent in
defense-rental area.

56 Stat. 23.
50 U. S. C. app.
§§ 901-922, 923-946;
Supp. II, § 901 *et seq.*

title, the Housing Expediter, if such recommendation is appropriately substantiated, shall by regulation or order reestablish maximum rents for any or all such housing accommodations in such area or portion thereof. For the purposes of this paragraph the term 'defense-rental area' has the meaning assigned to such term in paragraph (1) of this subsection.

Ante, p. 18.

"(3) Any local advisory board may recommend to the Housing Expediter that he exercise the authority granted to him by paragraph (4) of this subsection to reestablish maximum rents for any or all housing accommodations, within the defense-rental area over which such board has jurisdiction, which are decontrolled on or after the date of the enactment of the Housing and Rent Act of 1949, by administrative action taken under this title.

Ante, p. 18.

"(4) The Housing Expediter, upon recommendation of a local advisory board or upon his own initiative, whenever in his judgment such action is necessary or proper in order to effectuate the purposes of this title, may by regulation or order reestablish maximum rents for any or all controlled housing accommodations, in any defense-rental area, which are decontrolled on or after the date of the enactment of the Housing and Rent Act of 1949, by administrative action taken under this title.

Ante, p. 25; *supra*.

"(5) In the case of housing accommodations for which a maximum rent is reestablished pursuant to paragraph (2) or (4) of this subsection, the maximum rent shall be the maximum rent last in effect for such housing accommodations under Federal rent control, plus or minus applicable adjustments; or, if no maximum rent was ever in effect for such housing accommodations, the maximum rent shall be the rent generally prevailing for comparable controlled housing accommodations within such area, plus or minus applicable adjustments.

Restriction on reestablishment of maximum rents.

"(6) No maximum rents shall be established or reestablished under this subsection for any housing accommodations (A) in the case of which maximum rents have been heretofore or are hereafter removed as the result of approval by the Emergency Court of Appeals of a recommendation of a local advisory board or as the result of approval by such court of a decision of the Housing Expediter, or (B) in any State, city, town, village, or locality in which rent controls under this title have been terminated pursuant to section 204 (j).

Termination of Federal rent control by State.

"(j) (1) Whenever the governor of any State advises the Housing Expediter that the legislature of such State has adequately provided for the establishment and maintenance of maximum rents, or has specifically expressed its intent that State rent control shall be in lieu of Federal rent control, with respect to housing accommodations within defense-rental areas in such State and of the date on which such State rent control will become effective, the Housing Expediter shall immediately make public announcement to the effect that he has been so advised. At the same time all rent controls under this Act, as amended, with respect to housing accommodations within such State shall be terminated as of the date on which State rent control is to become effective. As used in this subsection, the term 'State' means any State, Territory, or possession of the United States.

"State."
Public announcement of decontrol.

"(2) If any State by law declares that Federal rent control is no longer necessary in such State or any part thereof and notifies the Housing Expediter of that fact, the Housing Expediter shall immediately make public announcement to the effect that he has been so advised. At the same time all rent controls under this Act, as amended, with respect to housing accommodations within such State or part thereof shall be terminated on the fifteenth day after receipt of such advice. As used in this subsection, the term 'State' means any State, Territory, or possession of the United States.

"State."

"(3) The Housing Expediter shall terminate the provisions of this title in any incorporated city, town or village upon receipt of a resolution of its governing body adopted for that purpose in accordance with applicable local law and based upon a finding by such governing body reached as the result of a public hearing held after 10 days' notice, that there no longer exists such a shortage in rental housing accommodations as to require rent control in such city, town or village: *Provided, however*, That such resolution is first approved by the Governor of the State before being transmitted to the Housing Expediter: *And provided further*, That where the major portion of a defense-rental area has been decontrolled pursuant to this paragraph (3), the Housing Expediter shall decontrol any unincorporated locality in the remainder of such area."

SEC. 204. (a) Section 205 of the Housing and Rent Act of 1947, as amended, is amended by striking out from the heading of such section the words "BY TENANTS"; by inserting after the words "receives such payment", in the first sentence, the following: "(or shall be liable to the United States as hereinafter provided)"; and by changing the period at the end of the second sentence to a colon and inserting: "*Provided*, That if the person from whom such payment is demanded, accepted, or received either fails to institute an action under this section within thirty days from the date of the occurrence of the violation or is not entitled for any reason to bring the action, the United States may institute such action within such one-year period. If such action is instituted, the person from whom such payment is demanded, accepted, or received shall thereafter be barred from bringing an action for the same violation or violations."

(b) The last sentence of section 205 of such Act, as amended, is amended by striking out "plaintiff" and inserting in lieu thereof "person".

SEC. 205. Section 206 of the Housing and Rent Act of 1947, as amended, is amended to read as follows:

"SEC. 206. (a) It shall be unlawful for any person to demand, accept, or receive any rent for the use or occupancy of any controlled housing accommodations in excess of the maximum rent prescribed under section 204, or otherwise to do or omit to do any act, in violation of this Act, or of any regulation or order or requirement under this Act, or to offer, solicit, attempt, or agree to do any of the foregoing.

"(b) Whenever in the judgment of the Housing Expediter any person has engaged or is about to engage in any acts or practices which constitute or will constitute a violation of any provision of this Act, or any regulation or order issued thereunder, the United States may make application to any Federal, State, or Territorial court of competent jurisdiction for an order enjoining such acts or practices, or for an order enforcing compliance with such provision, and upon a showing that such person has engaged or is about to engage in any such acts or practices a permanent or temporary injunction, restraining order, or other order shall be granted without bond.

"(c) Any proceeding brought in a Federal court under section 205 or under subsection (b) of this section may be brought in any district in which any part of any act or transaction constituting the violation occurred, or may be brought in the district in which the defendant resides or transacts business, and process in such case may be served in any district wherein the defendant resides or transacts business or wherever the defendant may be found. Any such court shall advance on the docket and expedite the disposition of any such proceeding brought before it. No costs shall be assessed against the Housing Expediter or the United States Government in any proceeding under this Act.

Termination of rent control in cities.

Restrictions.

61 Stat. 199.
50 U. S. C., Supp.
II, app. § 1895.

Failure to institute action for violation.

61 Stat. 199.
50 U. S. C., Supp.
II, app. § 1896.
Violations.

61 Stat. 197.
50 U. S. C., Supp.
II, app. § 1894.
Ante, pp. 21-26;
supra.

61 Stat. 199.
50 U. S. C., Supp.
II, app. § 1895.
Supra.
Filing of suit.

Nonliability.

"(d) No person shall be liable for damages or penalties in any Federal, State, or Territorial court, on any grounds for or in respect of anything done or omitted to be done in good faith pursuant to any provision of this Act or any regulation, order, or requirement thereunder notwithstanding that subsequently such provision, regulation, order or requirement may be modified, rescinded, or determined to be invalid. The United States may intervene in any such suit or action wherein a party relies for ground of relief or defense upon this Act or any regulation, order, or requirement thereunder.

Office of Housing Expediter.

"(e) The principal office of the Housing Expediter shall be in the District of Columbia, but he or any duly authorized representative may exercise any or all of his powers in any place and attorneys appointed by the Housing Expediter may, under such authority as may be granted by the Attorney General, appear for and represent the United States in any case arising under this Act.

Studies and investigations.

"(f) (1) The Housing Expediter is authorized to make such studies and investigations, to conduct such hearings, and to obtain such information, as he deems necessary or proper to assist him in prescribing any regulation or order under this Act, or in the administration and enforcement of this Act and regulations and orders prescribed thereunder.

Furnishing of information, etc.

"(2) For the purpose of obtaining information under this subsection, the Housing Expediter is further authorized, by regulation or order, to require any person who rents or offers for rent or acts as broker or agent for the rental of any controlled housing accommodations (A) to furnish information under oath or affirmation or otherwise, (B) to make and keep records and other documents and to make reports, and (C) to permit the inspection and copying of records and other documents and the inspection of controlled housing accommodations.

Subpenas, etc.

"(3) For the purpose of obtaining information under this subsection, the Housing Expediter may by subpoena require any person to appear and testify or to appear and produce documents, or both, at any designated place. Any person subpoenaed under this subsection shall have the right to make a record of his testimony and be represented by counsel, and shall be paid the same fees and mileage as are paid witnesses in the United States district courts. For the purposes of this subsection the Housing Expediter, or any officer or employee under his jurisdiction designated by him, may administer oaths and affirmations.

Reproduction of documents.

"(4) The production of a person's documents at any place other than his place of business shall not be required under this subsection in any case in which, prior to the return date specified in the subpoena issued with respect thereto, such person either has furnished the Housing Expediter with a copy of such documents (certified by such person under oath to be a true and correct copy), or has entered into a stipulation with the Housing Expediter as to the information contained in such documents.

Failure to obey court order.

"(5) In case of contumacy by, or refusal to obey a subpoena served upon, any person under this subsection, the United States district court for any district in which such person is found or resides or transacts business, upon application by the United States, and after notice to such person and hearing, shall have jurisdiction to issue an order requiring such person to appear and give testimony or to appear and produce documents, or both; and any failure to obey such order of the court may be punished by such court as a contempt thereof.

"(6) No person shall be excused from attending and testifying or producing documents or from complying with any other requirement under this subsection because of his privilege against self-incrimination, but the immunity provisions of the Compulsory Testimony Act

of February 11, 1893 (49 U. S. C. 46), shall apply with respect to any individual who specifically claims such privilege.

27 Stat. 443.

“(g) The Housing Expediter shall not publish or disclose any information obtained under this Act that such Housing Expediter deems confidential or with reference to which a request for confidential treatment is made by the person furnishing such information unless he determines that the withholding thereof is contrary to the public interest.

Disclosure of information.

“(h) It shall be unlawful for any person to remove or attempt to remove from any controlled housing accommodations the tenant or occupant thereof or to refuse to renew the lease or agreement for the use of such accommodations, because such tenant or occupant has taken, or proposes to take, action authorized or required by this Act or any regulation, order, or requirement thereunder.”

Eviction of tenant.

SEC. 206. Section 209 of the Housing and Rent Act of 1947, as amended, is amended to read as follows:

61 Stat. 200.
50 U. S. C., Supp.
II, app. § 1899.

“SEC. 209. Whenever in the judgment of the Housing Expediter such action is necessary or proper in order to effectuate the purposes of this Act, he may, by regulation or order, regulate or prohibit speculative or manipulative practices or renting or leasing practices (including practices relating to recovery of the possession) in connection with any controlled housing accommodations, which in his judgment are equivalent to or are likely to result in rent increases inconsistent with the purposes of this Act.”

TITLE III—MISCELLANEOUS

SEC. 301. Nothing in this Act or in the Housing and Rent Act of 1947, as amended, shall be construed to require any person to offer any housing accommodations for rent.

61 Stat. 193.
50 U. S. C., Supp.
II, app. §§ 1881-1884,
1891-1902.

SEC. 302. Section 303 of the Housing and Rent Act of 1948 is hereby repealed.

62 Stat. 100.
50 U. S. C., Supp.
II, app. § 1904.

SEC. 303. If any provision of this Act or the application of such provision to any person or circumstances shall be held invalid, the validity of the remainder of the Act, and the applicability of such provision to other persons or circumstances, shall not be affected thereby.

Separability of provisions.

SEC. 304. Section 603 (a) of the National Housing Act, as amended, is hereby amended by striking out “March 31, 1949” in each place it appears therein and inserting in lieu thereof “June 30, 1949”.

55 Stat. 56; 62 Stat.
101.
12 U. S. C., Supp.
II, § 1738 (a).
Post, pp. 421, 681,
905.

SEC. 305. This Act shall become effective on the first day of the first calendar month following the month in which it is enacted.

Effective date.

Approved March 30, 1949.

[CHAPTER 43]

AN ACT

To authorize the Board of Commissioners of the District of Columbia to establish daylight-saving time in the District.

March 31, 1949

[S. 135]

[Public Law 32]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Board of Commissioners of the District of Columbia is authorized to advance the standard time applicable to the District one hour for the period commencing not earlier than the last Sunday of April 1949 and ending not later than the last Sunday of September 1949. Any such time established by the Commissioners under the authority of this Act shall, during the period of the year for which it is applicable, be the standard time for the District of Columbia.

Daylight saving
time, D. C.

Approved March 31, 1949.

[CHAPTER 44]

AN ACT

To suspend certain import taxes on copper.

March 31, 1949
[H. R. 2313]
[Public Law 33]

53 Stat. 415.
26 U. S. C. § 3425;
Supp. II, § 3425 note.

46 Stat. 676.
19 U. S. C. § 1201;
par. 1657.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the import tax imposed under section 3425 of the Internal Revenue Code shall not apply with respect to articles (other than copper sulfate and other than composition metal provided for in paragraph 1657 of the Tariff Act of 1930, as amended, which is suitable both in its composition and shape, without further refining or alloying, for processing into castings, not including as castings ingots or similar cast forms) entered for consumption or withdrawn from warehouse for consumption during the period beginning April 1, 1949, and ending with the close of June 30, 1950.

Approved March 31, 1949.

[CHAPTER 45]

AN ACT

To extend for a temporary period the provisions of the District of Columbia Emergency Rent Act.

March 31, 1949
[H. R. 3910]
[Public Law 34]

55 Stat. 788; 62 Stat.
205.
D. C. Code, Supp.
VII, § 45-1601 (b).
Post, p. 48.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (b) of the Act entitled "An Act to regulate rents in the District of Columbia, and for other purposes", approved December 2, 1941, as amended (D. C. Code, 1940 edition, sec. 45-1601), is hereby amended by striking out "March 31, 1949" and inserting in lieu thereof "April 30, 1949".

Approved March 31, 1949.

[CHAPTER 46]

JOINT RESOLUTION

To maintain the status quo with respect to the exemption, from the tax on transportation of persons, of foreign travel via Newfoundland.

March 31, 1949
[H. J. Res. 203]
[Public Law 35]

Internal Revenue
Code, amendment.
55 Stat. 721.
26 U. S. C., Supp.
II, § 3469 (a).

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3469 (a) of the Internal Revenue Code (relating to the tax on transportation of persons) is hereby amended by inserting after the second sentence thereof a new sentence to read as follows: "A port or station within Newfoundland shall not, for the purposes of the preceding sentence, be considered as a port or station within Canada."

SEC. 2. The amendment made by this joint resolution shall apply to amounts paid for transportation on or after April 1, 1949.

Approved March 31, 1949.

[CHAPTER 47]

AN ACT

To amend the National Security Act of 1947 to provide for an Under Secretary of Defense.

April 2, 1949
[H. R. 2216]
[Public Law 36]

Under Secretary of
Defense.

61 Stat. 500.
5 U. S. C., Supp. II,
§ 171a.
Post, p. 580.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 202 of the National Security Act of 1947 approved July 26, 1947 (61 Stat. 495; 5 U. S. C., sec. 171a), is amended by adding at the end thereof the following new subsection:

"(d) There shall be an Under Secretary of Defense, who shall be appointed from civilian life by the President, by and with the advice

and consent of the Senate: *Provided*, That a person who has within ten years been on active duty as a commissioned officer in a Regular component of the armed services shall not be eligible for appointment as Under Secretary of Defense. The Under Secretary shall perform such duties, and shall exercise such powers, as the Secretary of Defense may prescribe. The Under Secretary shall act for, and exercise the powers of, the Secretary of Defense during his absence or disability."

SEC. 2. Subsection (a) of section 301 of such Act (5 U. S. C., sec. 171b), is amended by adding at the end thereof the following:

"The Under Secretary of Defense shall receive the compensation prescribed by law for Under Secretaries of executive departments."

Approved April 2, 1949.

Restriction.

61 Stat. 507.
5 U. S. C., Supp. II,
§ 171b.
Post, p. 585.

[CHAPTER 48]

AN ACT

To grant the consent of the United States to the Upper Colorado River Basin Compact.

April 6, 1949

[S. 790]

[Public Law 37]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Congress is hereby given to the compact, signed (after negotiations in which a representative of the United States, duly appointed by the President, participated and upon which he has reported to the Congress) by the Commissioners for the States of Arizona, Colorado, New Mexico, Utah, and Wyoming, on October 11, 1948, at Santa Fe, New Mexico, and thereafter ratified by the legislatures of each of the States aforesaid, which said compact reads as follows:

Upper Colorado
River Basin Compact.
Consent of Con-
gress.

"UPPER COLORADO RIVER BASIN COMPACT

"The State of Arizona, the State of Colorado, the State of New Mexico, the State of Utah and the State of Wyoming, acting through their Commissioners,

"Charles A. Carson for the State of Arizona,

"Clifford H. Stone for the State of Colorado,

"Fred E. Wilson for the State of New Mexico,

"Edward H. Watson for the State of Utah and

"L. C. Bishop for the State of Wyoming,

after negotiations participated in by Harry W. Bashore, appointed by the President as the representative of the United States of America, have agreed, subject to the provisions of the Colorado River Compact, to determine the rights and obligations of each signatory State respecting the uses and deliveries of the water of the Upper Basin of the Colorado River, as follows:

"ARTICLE I

"(a) The major purposes of this Compact are to provide for the equitable division and apportionment of the use of the waters of the Colorado River System, the use of which was apportioned in perpetuity to the Upper Basin by the Colorado River Compact; to establish the obligations of each State of the Upper Division with respect to the deliveries of water required to be made at Lee Ferry by the Colorado River Compact; to promote interstate comity; to remove causes of present and future controversies; to secure the expeditious agricultural and industrial development of the Upper Basin, the storage of water and to protect life and property from floods.

"(b) It is recognized that the Colorado River Compact is in full force and effect and all of the provisions hereof are subject thereto.

"ARTICLE II

"As used in this Compact:

"(a) The term 'Colorado River System' means that portion of the Colorado River and its tributaries within the United States of America.

"(b) The term 'Colorado River Basin' means all of the drainage area of the Colorado River System and all other territory within the United States of America to which the waters of the Colorado River System shall be beneficially applied.

"(c) The term 'States of the Upper Division' means the States of Colorado, New Mexico, Utah and Wyoming.

"(d) The term 'States of the Lower Division' means the States of Arizona, California and Nevada.

"(e) The term 'Lee Ferry' means a point in the main stream of the Colorado River one mile below the mouth of the Paria River.

"(f) The term 'Upper Basin' means those parts of the States of Arizona, Colorado, New Mexico, Utah, and Wyoming within and from which waters naturally drain into the Colorado River System above Lee Ferry, and also all parts of said States located without the drainage area of the Colorado River System which are now or shall hereafter be beneficially served by waters diverted from the Colorado River System above Lee Ferry.

"(g) The term 'Lower Basin' means those parts of the States of Arizona, California, Nevada, New Mexico and Utah within and from which waters naturally drain into the Colorado River System below Lee Ferry, and also all parts of said States located without the drainage area of the Colorado River System which are now or shall hereafter be beneficially served by waters diverted from the Colorado River System below Lee Ferry.

"(h) The term 'Colorado River Compact' means the agreement concerning the apportionment of the use of the waters of the Colorado River System dated November 24, 1922, executed by Commissioners for the States of Arizona, California, Colorado, Nevada, New Mexico, Utah and Wyoming, approved by Herbert Hoover, representative of the United States of America, and proclaimed effective by the President of the United States of America, June 25, 1929.

"(i) The term 'Upper Colorado River System' means that portion of the Colorado River System above Lee Ferry.

"(j) The term 'Commission' means the administrative agency created by Article VIII of this Compact.

"(k) The term 'water year' means that period of twelve months ending September 30 of each year.

"(l) The term 'acre-foot' means the quantity of water required to cover an acre to the depth of one foot and is equivalent to 43,560 cubic feet.

"(m) The term 'domestic use' shall include the use of water for household, stock, municipal, mining, milling, industrial and other like purposes, but shall exclude the generation of electrical power.

"(n) The term 'virgin flow' means the flow of any stream undepleted by the activities of man.

"ARTICLE III

"(a) Subject to the provisions and limitations contained in the Colorado River Compact and in this Compact, there is hereby apportioned from the Upper Colorado River System in perpetuity to the States of Arizona, Colorado, New Mexico, Utah and Wyoming, respectively, the consumptive use of water as follows:

"(1) To the State of Arizona the consumptive use of 50,000 acre-feet of water per annum.

"(2) To the States of Colorado, New Mexico, Utah and Wyoming, respectively, the consumptive use per annum of the quantities resulting from the application of the following percentages to the total quantity of consumptive use per annum apportioned in perpetuity to and available for use each year by Upper Basin under the Colorado River Compact and remaining after the deduction of the use, not to exceed 50,000 acre-feet per annum, made in the State of Arizona.

"State of Colorado, 51.75 per cent; State of New Mexico, 11.25 per cent; State of Utah, 23.00 per cent; State of Wyoming, 14.00 per cent.

"(b) The apportionment made to the respective States by paragraph (a) of this Article is based upon, and shall be applied in conformity with, the following principles and each of them:

"(1) The apportionment is of any and all man-made depletions;

"(2) Beneficial use is the basis, the measure and the limit of the right to use;

"(3) No State shall exceed its apportioned use in any water year when the effect of such excess use, as determined by the Commission, is to deprive another signatory State of its apportioned use during that water year; provided, that this subparagraph (b) (3) shall not be construed as:

"(i) Altering the apportionment of use, or obligations to make deliveries as provided in Article XI, XII, XIII or XIV of this Compact;

"(ii) Purporting to apportion among the signatory States such uses of water as the Upper Basin may be entitled to under paragraphs (f) and (g) of Article III of the Colorado River Compact; or

"(iii) Countenancing average uses by any signatory State in excess of its apportionment.

"(4) The apportionment to each State includes all water necessary for the supply of any rights which now exist.

"(c) No apportionment is hereby made, or intended to be made, of such uses of water as the Upper Basin may be entitled to under paragraphs (f) and (g) of Article III of the Colorado River Compact.

"(d) The apportionment made by this Article shall not be taken as any basis for the allocation among the signatory States of any benefits resulting from the generation of power.

"ARTICLE IV

"In the event curtailment of use of water by the States of the Upper Division at any time shall become necessary in order that the flow at Lee Ferry shall not be depleted below that required by Article III of the Colorado River Compact, the extent of curtailment by each State of the consumptive use of water apportioned to it by Article III of this Compact shall be in such quantities and at such times as shall be determined by the Commission upon the application of the following principles:

"(a) The extent and times of curtailment shall be such as to assure full compliance with Article III of the Colorado River Compact;

"(b) If any State or States of the Upper Division, in the ten years immediately preceding the water year in which curtailment is necessary, shall have consumptively used more water than it was or they were, as the case may be, entitled to use under the apportionment made by Article III of this Compact, such State or States shall be required to supply at Lee Ferry a quantity of water equal to its, or the aggregate of their, overdraft or the proportionate part of such overdraft, as may be necessary to assure compliance with Article III of the Colorado River Compact, before demand is made on any other State of the Upper Division;

“(c) Except as provided in subparagraph (b) of this Article, the extent of curtailment by each State of the Upper Division of the consumptive use of water apportioned to it by Article III of this Compact shall be such as to result in the delivery at Lee Ferry of a quantity of water which bears the same relation to the total required curtailment of use by the States of the Upper Division as the consumptive use of Upper Colorado River System water which was made by each such State during the water year immediately preceding the year in which the curtailment becomes necessary bears to the total consumptive use of such water in the States of the Upper Division during the same water year; provided, that in determining such relation the uses of water under rights perfected prior to November 24, 1922, shall be excluded.

“ARTICLE V

“(a) All losses of water occurring from or as the result of the storage of water in reservoirs constructed prior to the signing of this Compact shall be charged to the State in which such reservoir or reservoirs are located. Water stored in reservoirs covered by this paragraph (a) shall be for the exclusive use of and shall be charged to the State in which the reservoir or reservoirs are located.

“(b) All losses of water occurring from or as the result of the storage of water in reservoirs constructed after the signing of this Compact shall be charged as follows:

“(1) If the Commission finds that the reservoir is used, in whole or in part, to assist the States of the Upper Division in meeting their obligations to deliver water at Lee Ferry imposed by Article III of the Colorado River Compact, the Commission shall make findings, which in no event shall be contrary to the laws of the United States of America under which any reservoir is constructed, as to the reservoir capacity allocated for that purpose. The whole or that proportion, as the case may be, of reservoir losses as found by the Commission to be reasonably and properly chargeable to the reservoir or reservoir capacity utilized to assure deliveries at Lee Ferry shall be charged to the States of the Upper Division in the proportion which the consumptive use of water in each State of the Upper Division during the water year in which the charge is made bears to the total consumptive use of water in all States of the Upper Division during the same water year. Water stored in reservoirs or in reservoir capacity covered by this subparagraph (b) (1) shall be for the common benefit of all of the States of the Upper Division.

“(2) If the Commission finds that the reservoir is used, in whole or in part, to supply water for use in a State of the Upper Division, the Commission shall make findings, which in no event shall be contrary to the laws of the United States of America under which any reservoir is constructed, as to the reservoir or reservoir capacity utilized to supply water for use and the State in which such water will be used. The whole or that proportion, as the case may be, of reservoir losses as found by the Commission to be reasonably and properly chargeable to the State in which such water will be used shall be borne by that State. As determined by the Commission, water stored in reservoirs covered by this subparagraph (b) (2) shall be earmarked for and charged to the State in which the water will be used.

“(c) In the event the Commission finds that a reservoir site is available both to assure deliveries at Lee Ferry and to store water for consumptive use in a State of the Upper Division, the storage of water for consumptive use shall be given preference. Any reservoir or reservoir capacity hereafter used to assure deliveries at Lee Ferry shall by order of the Commission be used to store water for consumptive

use in a State, provided the Commission finds that such storage is reasonably necessary to permit such State to make the use of the water apportioned to it by this Compact.

“ARTICLE VI

“The Commission shall determine the quantity of the consumptive use of water, which use is apportioned by Article III hereof, for the Upper Basin and for each State of the Upper Basin by the inflow-outflow method in terms of man-made depletions of the virgin flow at Lee Ferry, unless the Commission, by unanimous action, shall adopt a different method of determination.

“ARTICLE VII

“The consumptive use of water by the United States of America or any of its agencies, instrumentalities or wards shall be charged as a use by the State in which the use is made; provided, that such consumptive use incident to the diversion, impounding, or conveyance of water in one State for use in another shall be charged to such latter State.

“ARTICLE VIII

“(a) There is hereby created an interstate administrative agency to be known as the ‘Upper Colorado River Commission’. The Commission shall be composed of one Commissioner, representing each of the States of the Upper Division, namely, the States of Colorado, New Mexico, Utah and Wyoming, designated or appointed in accordance with the laws of each such State and, if designated by the President, one Commissioner representing the United States of America. The President is hereby requested to designate a Commissioner. If so designated the Commissioner representing the United States of America shall be the presiding officer of the Commission and shall be entitled to the same powers and rights as the Commissioner of any State. Any four members of the Commission shall constitute a quorum.

Upper Colorado
River Commission.

U. S. Commissioner.

“(b) The salaries and personal expenses of each Commissioner shall be paid by the Government which he represents. All other expenses which are incurred by the Commission incident to the administration of this Compact, and which are not paid by the United States of America, shall be borne by the four States according to the percentage of consumptive use apportioned to each. On or before December 1 of each year, the Commission shall adopt and transmit to the Governors of the four States and to the President a budget covering an estimate of its expenses for the following year, and of the amount payable by each State. Each State shall pay the amount due by it to the Commission on or before April 1 of the year following. The payment of the expenses of the Commission and of its employees shall not be subject to the audit and accounting procedures of any of the four States; however, all receipts and disbursement of funds handled by the Commission shall be audited yearly by a qualified independent public accountant and the report of the audit shall be included in and become a part of the annual report of the Commission.

Budget.

“(c) The Commission shall appoint a Secretary, who shall not be a member of the Commission, or an employee of any signatory State or of the United States of America while so acting. He shall serve for such term and receive such salary and perform such duties as the Commission may direct. The Commission may employ such engineering, legal, clerical and other personnel as, in its judgment, may be necessary for the performance of its functions under this Compact.

In the hiring of employees, the Commission shall not be bound by the civil service laws of any State.

"(d) The Commission, so far as consistent with this Compact, shall have the power to:

"(1) Adopt rules and regulations;

"(2) Locate, establish, construct, abandon, operate and maintain water gaging stations;

"(3) Make estimates to forecast water run-off on the Colorado River and any of its tributaries;

"(4) Engage in cooperative studies of water supplies of the Colorado River and its tributaries;

"(5) Collect, analyze, correlate, preserve and report on data as to the stream flows, storage, diversions and use of the waters of the Colorado River, and any of its tributaries;

"(6) Make findings as to the quantity of water of the Upper Colorado River System used each year in the Upper Colorado River Basin and in each State thereof;

"(7) Make findings as to the quantity of water deliveries at Lee Ferry during each water year;

"(8) Make findings as to the necessity for and the extent of the curtailment of use, required, if any, pursuant to Article IV hereof;

"(9) Make findings as to the quantity of reservoir losses and as to the share thereof chargeable under Article V hereof to each of the States;

"(10) Make findings of fact in the event of the occurrence of extraordinary drought or serious accident to the irrigation system in the Upper Basin, whereby deliveries by the Upper Basin of water which it may be required to deliver in order to aid in fulfilling obligations of the United States of America to the United Mexican States arising under the Treaty between the United States of America and the United Mexican States, dated February 3, 1944 (Treaty Series 994) become difficult, and report such findings to the Governors of the Upper Basin States, the President of the United States of America, the United States Section of the International Boundary and Water Commission, and such other Federal officials and agencies as it may deem appropriate to the end that the water allotted to Mexico under Division III of such treaty may be reduced in accordance with the terms of such Treaty;

"(11) Acquire and hold such personal and real property as may be necessary for the performance of its duties hereunder and to dispose of the same when no longer required;

"(12) Perform all functions required of it by this Compact and do all things necessary, proper or convenient in the performance of its duties hereunder, either independently or in cooperation with any state or federal agency;

"(13) Make and transmit annually to the Governors of the signatory States and the President of the United States of America, with the estimated budget, a report covering the activities of the Commission for the preceding water year.

"(e) Except as otherwise provided in this Compact the concurrence of four members of the Commission shall be required in any action taken by it.

"(f) The Commission and its Secretary shall make available to the Governor of each of the signatory States any information within its possession at any time, and shall always provide free access to its records by the Governors of each of the States, or their representatives, or authorized representatives of the United States of America.

"(g) Findings of fact made by the Commission shall not be conclusive in any court, or before any agency or tribunal, but shall constitute prima facie evidence of the facts found.

59 Stat. 1219.
Report.

59 Stat. 1237.

Annual report.

Availability of information.

“(h) The organization meeting of the Commission shall be held within four months from the effective date of this Compact.

“ARTICLE IX

“(a) No State shall deny the right of the United States of America and, subject to the conditions hereinafter contained, no State shall deny the right of another signatory State, any person, or entity of any signatory State to acquire rights to the use of water, or to construct or participate in the construction and use of diversion works and storage reservoirs with appurtenant works, canals and conduits in one State for the purpose of diverting, conveying, storing, regulating and releasing water to satisfy the provisions of the Colorado River Compact relating to the obligation of the States of the Upper Division to make deliveries of water at Lee Ferry, or for the purpose of diverting, conveying, storing or regulating water in an upper signatory State for consumptive use in a lower signatory State, when such use is within the apportionment to such lower State made by this Compact. Such rights shall be subject to the rights of water users, in a State in which such reservoir or works are located, to receive and use water, the use of which is within the apportionment to such State by this Compact.

Acquisition of water rights.

“(b) Any signatory State, any person or any entity of any signatory State shall have the right to acquire such property rights as are necessary to the use of water in conformity with this Compact in any other signatory State by donation, purchase or through the exercise of the power of eminent domain. Any signatory State, upon the written request of the Governor of any other signatory State, for the benefit of whose water users property is to be acquired in the State to which such written request is made, shall proceed expeditiously to acquire the desired property either by purchase at a price satisfactory to the requesting State, or, if such purchase cannot be made, then through the exercise of its power of eminent domain and shall convey such property to the requesting State or such entity as may be designated by the requesting State; provided, that all costs of acquisition and expenses of every kind and nature whatsoever incurred in obtaining the requested property shall be paid by the requesting State at the time and in the manner prescribed by the State requested to acquire the property.

“(c) Should any facility be constructed in a signatory State by and for the benefit of another signatory State or States or the water users thereof, as above provided, the construction, repair, replacement, maintenance and operation of such facility shall be subject to the laws of the State in which the facility is located, except that, in the case of a reservoir constructed in one State for the benefit of another State or States, the water administration officials of the State in which the facility is located shall permit the storage and release of any water which, as determined by findings of the Commission, falls within the apportionment of the State or States for whose benefit the facility is constructed. In the case of a regulating reservoir for the joint benefit of all States in making Lee Ferry deliveries, the water administration officials of the State in which the facility is located, in permitting the storage and release of water, shall comply with the findings and orders of the Commission.

“(d) In the event property is acquired by a signatory State in another signatory State for the use and benefit of the former, the users of water made available by such facilities, as a condition precedent to the use thereof, shall pay to the political subdivisions of the State in which such works are located, each and every year during which such rights are enjoyed for such purposes, a sum of money equivalent to the average annual amount of taxes levied and assessed against the

Reimbursement for loss of taxes.

land and improvements thereon during the ten years preceding the acquisition of such land. Said payments shall be in full reimbursement for the loss of taxes in such political subdivisions of the State, and in lieu of any and all taxes on said property, improvements and rights. The signatory States recommend to the President and the Congress that, in the event the United States of America shall acquire property in one of the signatory States for the benefit of another signatory State, or its water users, provision be made for like payment in reimbursement of loss of taxes.

“ARTICLE X

La Plata River
Compact.

“(a) The signatory States recognize La Plata River Compact entered into between the States of Colorado and New Mexico, dated November 27, 1922, approved by the Congress on January 29, 1925 (43 Stat. 796), and this Compact shall not affect the apportionment therein made.

“(b) All consumptive use of water of La Plata River and its tributaries shall be charged under the apportionment of Article III hereof to the State in which the use is made; provided, that consumptive use incident to the diversion, impounding or conveyance of water in one State for use in the other shall be charged to the latter State.

“ARTICLE XI

“Subject to the provisions of this Compact, the consumptive use of the water of the Little Snake River and its tributaries is hereby apportioned between the States of Colorado and Wyoming in such quantities as shall result from the application of the following principles and procedures:

“(a) Water used under rights existing prior to the signing of this Compact.

“(1) Water diverted from any tributary of the Little Snake River or from the main stem of the Little Snake River above a point one hundred feet below the confluence of Savery Creek and the Little Snake River shall be administered without regard to rights covering the diversion of water from any down-stream points.

“(2) Water diverted from the main stem of the Little Snake River below a point one hundred feet below the confluence of Savery Creek and the Little Snake River shall be administered on the basis of an interstate priority schedule prepared by the Commission in conformity with priority dates established by the laws of the respective States.

“(b) Water used under rights initiated subsequent to the signing of this Compact.

“(1) Direct flow diversions shall be so administered that, in time of shortage, the curtailment of use on each acre of land irrigated thereunder shall be as nearly equal as may be possible in both of the States.

“(2) The storage of water by projects located in either State, whether of supplemental supply or of water used to irrigate land not irrigated at the date of the signing of this Compact, shall be so administered that in times of water shortage the curtailment of storage of water available for each acre of land irrigated thereunder shall be as nearly equal as may be possible in both States.

“(c) Water uses under the apportionment made by this Article shall be in accordance with the principle that beneficial use shall be the basis, measure and limit of the right to use.

“(d) The States of Colorado and Wyoming each assent to diversions and storage of water in one State for use in the other State, subject to compliance with Article IX of this Compact.

“(e) In the event of the importation of water to the Little Snake River Basin from any other river basin, the State making the importation shall have the exclusive use of such imported water unless by written agreement, made by the representatives of the States of Colorado and Wyoming on the Commission, it is otherwise provided.

“(f) Water use projects initiated after the signing of this Compact, to the greatest extent possible, shall permit the full use within the Basin in the most feasible manner of the waters of the Little Snake River and its tributaries, without regard to the state line; and, so far as is practicable, shall result in an equal division between the States of the use of water not used under rights existing prior to the signing of this Compact.

“(g) All consumptive use of the waters of the Little Snake River and its tributaries shall be charged under the apportionment of Article III hereof to the State in which the use is made; provided, that consumptive use incident to the diversion, impounding or conveyance of water in one State for use in the other shall be charged to the latter State.

“ARTICLE XII

“Subject to the provisions of this Compact, the consumptive use of the waters of Henry’s Fork, a tributary of Green River originating in the State of Utah and flowing into the State of Wyoming and thence into the Green River in the State of Utah; Beaver Creek, originating in the State of Utah and flowing into Henry’s Fork in the State of Wyoming; Burnt Fork, a tributary of Henry’s Fork, originating in the State of Utah and flowing into Henry’s Fork in the State of Wyoming; Birch Creek, a tributary of Henry’s Fork, originating in the State of Utah and flowing into Henry’s Fork in the State of Wyoming; and Sheep Creek, a tributary of Green River in the State of Utah, and their tributaries, are hereby apportioned between the States of Utah and Wyoming in such quantities as will result from the application of the following principles and procedures:

“(a) Waters used under rights existing prior to the signing of this Compact.

“Waters diverted from Henry’s Fork, Beaver Creek, Burnt Fork, Birch Creek and their tributaries, shall be administered without regard to the state line on the basis of an interstate priority schedule to be prepared by the States affected and approved by the Commission in conformity with the actual priority of right of use, the water requirements of the land irrigated and the acreage irrigated in connection therewith.

“(b) Waters used under rights from Henry’s Fork, Beaver Creek, Burnt Fork, Birch Creek and their tributaries, initiated after the signing of this Compact shall be divided fifty percent to the State of Wyoming and fifty percent to the State of Utah and each State may use said waters as and where it deems advisable.

“(c) The State of Wyoming assents to the exclusive use by the State of Utah of the water of Sheep Creek, except that the lands, if any, presently irrigated in the State of Wyoming from the water of Sheep Creek shall be supplied with water from Sheep Creek in order of priority and in such quantities as are in conformity with the laws of the State of Utah.

“(d) In the event of the importation of water to Henry’s Fork, or any of its tributaries, from any other river basin, the State making the importation shall have the exclusive use of such imported water unless by written agreement made by the representatives of the States of Utah and Wyoming on the Commission, it is otherwise provided.

"(e) All consumptive use of waters of Henry's Fork, Beaver Creek, Burnt Fork, Birch Creek, Sheep Creek, and their tributaries shall be charged under the apportionment of Article III hereof to the State in which the use is made; provided, that consumptive use incident to the diversion, impounding or conveyance of water in one State for use in the other shall be charged to the latter State.

"(f) The States of Utah and Wyoming each assent to the diversion and storage of water in one State for use in the other State, subject to compliance with Article IX of this Compact. It shall be the duty of the water administrative officials of the State where the water is stored to release said stored water to the other State upon demand. If either the State of Utah or the State of Wyoming shall construct a reservoir in the other State for use in its own State, the water users of the State in which said facilities are constructed may purchase at cost a portion of the capacity of said reservoir sufficient for the irrigation of their lands thereunder.

"(g) In order to measure the flow of water diverted, each State shall cause suitable measuring devices to be constructed, maintained and operated at or near the point of diversion into each ditch.

"(h) The State Engineers of the two States jointly shall appoint a Special Water Commissioner who shall have authority to administer the water in both States in accordance with the terms of this Article. The salary and expenses of such Special Water Commissioner shall be paid, thirty percent by the State of Utah and seventy percent by the State of Wyoming.

"ARTICLE XIII

"Subject to the provisions of this Compact, the rights to the consumptive use of the water of the Yampa River, a tributary entering the Green River in the State of Colorado, are hereby apportioned between the States of Colorado and Utah in accordance with the following principles:

"(a) The State of Colorado will not cause the flow of the Yampa River at the Maybell Gaging Station to be depleted below an aggregate of 5,000,000 acre-feet for any period of ten consecutive years reckoned in continuing progressive series beginning with the first day of October next succeeding the ratification and approval of this Compact. In the event any diversion is made from the Yampa River or from tributaries entering the Yampa River above the Maybell Gaging Station for the benefit of any water use project in the State of Utah, then the gross amount of all such diversions for use in the State of Utah, less any returns from such diversions to the River above Maybell, shall be added to the actual flow at the Maybell Gaging Station to determine the total flow at the Maybell Gaging Station.

"(b) All consumptive use of the waters of the Yampa River and its tributaries shall be charged under the apportionment of Article III hereof to the State in which the use is made; provided, that consumptive use incident to the diversion, impounding or conveyance of water in one State for use in the other shall be charged to the latter State.

"ARTICLE XIV

"Subject to the provisions of this Compact, the consumptive use of the waters of the San Juan River and its tributaries is hereby apportioned between the States of Colorado and New Mexico as follows:

"The State of Colorado agrees to deliver to the State of New Mexico from the San Juan River and its tributaries which rise in the State of Colorado a quantity of water which shall be sufficient, together with water originating in the San Juan Basin in the State of New Mexico,

to enable the State of New Mexico to make full use of the water apportioned to the State of New Mexico by Article III of this Compact, subject, however, to the following:

“(a) A first and prior right shall be recognized as to:

“(1) All uses of water made in either State at the time of the signing of this Compact; and

“(2) All uses of water contemplated by projects authorized, at the time of the signing of this Compact, under the laws of the United States of America whether or not such projects are eventually constructed by the United States of America or by some other entity.

“(b) The State of Colorado assents to diversions and storage of water in the State of Colorado for use in the State of New Mexico, subject to compliance with Article IX of this Compact.

“(c) The uses of the waters of the San Juan River and any of its tributaries within either State which are dependent upon a common source of water and which are not covered by (a) hereof, shall in times of water shortages be reduced in such quantity that the resulting consumptive use in each State will bear the same proportionate relation to the consumptive use made in each State during times of average water supply as determined by the Commission; provided, that any preferential uses of water to which Indians are entitled under Article XIX shall be excluded in determining the amount of curtailment to be made under this paragraph.

“(d) The curtailment of water use by either State in order to make deliveries at Lee Ferry as required by Article IV of this Compact shall be independent of any and all conditions imposed by this Article and shall be made by each State, as and when required, without regard to any provision of this Article.

“(e) All consumptive use of the waters of the San Juan River and its tributaries shall be charged under the apportionment of Article III hereof to the State in which the use is made; provided, that consumptive use incident to the diversion, impounding or conveyance of water in one State for use in the other shall be charged to the latter State.

“ARTICLE XV

“(a) Subject to the provisions of the Colorado River Compact and of this Compact, water of the Upper Colorado River System may be impounded and used for the generation of electrical power, but such impounding and use shall be subservient to the use and consumption of such water for agricultural and domestic purposes and shall not interfere with or prevent use for such dominant purposes.

“(b) The provisions of this Compact shall not apply to or interfere with the right or power of any signatory State to regulate within its boundaries the appropriation, use and control of water, the consumptive use of which is apportioned and available to such State by this Compact.

“ARTICLE XVI

“The failure of any State to use the water, or any part thereof, the use of which is apportioned to it under the terms of this Compact, shall not constitute a relinquishment of the right to such use to the Lower Basin or to any other State, nor shall it constitute a forfeiture or abandonment of the right to such use.

“ARTICLE XVII

“The use of any water now or hereafter imported into the natural drainage basin of the Upper Colorado River System shall not be

charged to any State under the apportionment of consumptive use made by this Compact.

“ARTICLE XVIII

“(a) The State of Arizona reserves its rights and interests under the Colorado River Compact as a State of the Lower Division and as a State of the Lower Basin.

“(b) The State of New Mexico and the State of Utah reserve their respective rights and interests under the Colorado River Compact as States of the Lower Basin.

“ARTICLE XIX

“Nothing in this Compact shall be construed as:

“(a) Affecting the obligations of the United States of America to Indian tribes;

59 Stat. 1219.

“(b) Affecting the obligations of the United States of America under the Treaty with the United Mexican States (Treaty Series 994);

“(c) Affecting any rights or powers of the United States of America, its agencies or instrumentalities, in or to the waters of the Upper Colorado River System, or its capacity to acquire rights in and to the use of said waters;

“(d) Subjecting any property of the United States of America, its agencies or instrumentalities, to taxation by any State or subdivision thereof, or creating any obligation on the part of the United States of America, its agencies or instrumentalities, by reason of the acquisition, construction or operation of any property or works of whatever kind, to make any payment to any State or political subdivision thereof, State agency, municipality or entity whatsoever, in reimbursement for the loss of taxes;

“(e) Subjecting any property of the United States of America, its agencies or instrumentalities, to the laws of any State to an extent other than the extent to which such laws would apply without regard to this Compact.

“ARTICLE XX

Termination.

“This Compact may be terminated at any time by the unanimous agreement of the signatory States. In the event of such termination, all rights established under it shall continue unimpaired.

“ARTICLE XXI

Ratification and approval.

“This Compact shall become binding and obligatory when it shall have been ratified by the legislatures of each of the signatory States and approved by the Congress of the United States of America. Notice of ratification by the legislatures of the signatory States shall be given by the Governor of each signatory State to the Governor of each of the other signatory States and to the President of the United States of America, and the President is hereby requested to give notice to the Governor of each of the signatory States of approval by the Congress of the United States of America.

Deposit of original.

“IN WITNESS WHEREOF, the Commissioners have executed six counterparts hereof each of which shall be and constitute an original, one of which shall be deposited in the archives of the Department of State of the United States of America, and one of which shall be forwarded to the Governor of each of the signatory States.

"Done at the City of Santa Fe, State of New Mexico, this 11th day of October, 1948.

[sgd] Charles A. Carson
CHARLES A. CARSON
Commissioner for the State of Arizona
[sgd] Clifford H. Stone
CLIFFORD H. STONE
Commissioner for the State of Colorado
[sgd] Fred E. Wilson
FRED E. WILSON
Commissioner for the State of New Mexico
[sgd] Edward H. Watson
EDWARD H. WATSON
Commissioner for the State of Utah
[sgd] L. C. Bishop
L. C. BISHOP
Commissioner for the State of Wyoming
[sgd] Grover A. Giles
GROVER A. GILES
Secretary

"Approved:

"[sgd] Harry W. Bashore
HARRY W. BASHORE
Representative of the United States of America."

Approved April 6, 1949.

[CHAPTER 49]

AN ACT

To abolish the Regional Agricultural Credit Corporation of Washington, District of Columbia, and transfer its functions to the Secretary of Agriculture, to authorize the Secretary of Agriculture to make disaster loans, and for other purposes.

April 6, 1949
[H. R. 2101]
[Public Law 38]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) there are hereby transferred to the Secretary of Agriculture (hereinafter referred to as the Secretary) all the functions of the Regional Agricultural Credit Corporation of Washington, District of Columbia, including but not limited to functions with respect to—

Regional Agricultural Credit Corporation, Washington, D. C.
Transfer of functions.

(1) loans to bona fide fur farmers as provided for in the last proviso in the paragraph headed "Regional Agricultural Credit Corporation of Washington, District of Columbia", in title II of the Government Corporations Appropriation Act, 1949 (Public Law 860, Eightieth Congress);

62 Stat. 1192.

(2) loans under authorization by the Secretary for the Regional Agricultural Credit Corporation of Washington, District of Columbia, to reenter an area or region where a production disaster has occurred, as provided for in the proviso in section 2 of the Department of Agriculture Appropriation Act, 1949 (Public Law 712, Eightieth Congress); and

62 Stat. 529.

(3) the liquidation of all other loans heretofore made by the Regional Agricultural Credit Corporation of Washington, District of Columbia, and of all assets, contracts, property, claims, rights, and liabilities relating thereto.

(b) There are hereby transferred to the Secretary the functions of the Farm Credit Administration and the Governor thereof with respect to the Regional Agricultural Credit Corporation of Washington, District of Columbia.

Farm Credit Administration.

(c) The Regional Agricultural Credit Corporation of Washington, District of Columbia, is hereby dissolved. The Secretary of the Treasury shall cancel the outstanding certificates of stock of the Corporation.

Dissolution.

Transfer of assets,
etc.

48 Stat. 273.
12 U. S. C., Supp.
II, § 1148a.

(d) All assets, funds, contracts, property, claims, and rights, all records, and all liabilities of the Corporation are hereby transferred to the Secretary. The revolving fund created by section 84 of the Farm Credit Act of 1933, as amended (12 U. S. C. 1148a), shall be available to the Secretary for the performance of the functions specified in paragraphs (a) (1), (2), and (3) of the section, including administrative expenses in connection therewith: *Provided*, That for the fiscal year 1949 the limitations on the administrative expenses of the Corporation with respect to the said functions shall be applicable to the Secretary.

Transfer of person-
nel.

(e) All personnel of the Corporation (excluding personnel of the Farm Credit Administration serving as directors or officers of the Corporation), and such of the personnel of the Farm Credit Administration as are engaged principally in the work of the Corporation, shall be transferred to the offices or agencies designated by the Secretary to carry out the functions herein transferred, to the extent that he determines that such personnel are qualified and necessary therefor.

(f) The Secretary may carry out the functions herein transferred and the authority conferred upon him by this Act through such officers or agencies in or under the Department of Agriculture as he may designate.

Loans to farmers
and stockmen.

48 Stat. 273.
12 U. S. C., Supp.
II, § 1148a.

SEC. 2. (a) The Secretary is hereby authorized to make loans to farmers and stockmen for any agricultural purpose in any area or region where he finds that a production disaster has caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources. Such loans shall be made at such rates of interest and on such general terms and conditions as the Secretary shall prescribe for such area or region. The Secretary may utilize the revolving fund created by section 84 of the Farm Credit Act of 1933, as amended (12 U. S. C. 1148a), for making such loans and for administrative expenses in connection with such loans.

Revolving fund.

(b) The funds transferred to the Secretary under section 1 of this Act, and all sums received by the Secretary from the liquidation of the assets, contracts, property, claims, and rights transferred to him under section 1 of this Act, from the liquidation of loans made under section 2 of this Act, and from the liquidation of any other assets acquired with funds from the said revolving fund shall be added to and become a part of the said revolving fund; and the revolving fund as so constituted shall remain available to the Secretary only for the purposes specified in sections 1 (d) and 2 (a) of this Act.

Supra.
Suit or judicial pro-
ceeding.

SEC. 3. (a) No suit or other judicial proceeding instituted by or against the Regional Agricultural Credit Corporation of Washington, District of Columbia, shall abate by reason of this Act, but the Secretary may be substituted as a party in place of the Corporation upon motion or petition filed within six months after the effective date of this Act.

Effective date.

(b) This Act shall become effective ten days after its enactment.
Approved April 6, 1949.

[CHAPTER 50]

AN ACT

April 14, 1949
[S. 629]
[Public Law 39]

To authorize the disposition of certain lost, abandoned, or unclaimed personal property coming into the possession of the Treasury Department, the Department of the Army, the Department of the Navy, or the Department of the Air Force, and for other purposes.

Disposition of cer-
tain lost, etc., per-
sonal property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury, the Secretary of the Army, the Secretary of the Navy,

and the Secretary of the Air Force, respectively, subject to the provisions of section 5 of this Act, are hereby authorized to dispose of by public or private sale or otherwise, not less than one year after date of receipt at such storage points as may be designated by the above-mentioned Secretaries, all lost, abandoned, or unclaimed personal property which is now or may hereafter come into the possession, custody, or control of the Treasury Department, the Department of the Army, the Department of the Navy, or the Department of the Air Force, as the case may be: *Provided*, That diligent effort shall be made to determine and locate the owner or owners thereof, his or their heirs or next of kin, or his or their legal representative or representatives, and that in all cases where the owner or owners thereof, or his or their legal representative or representatives, his or their heirs or next of kin, has or have been determined, the property shall not be sold or otherwise disposed of prior to the expiration of a period of one hundred and twenty days after written notice by registered mail giving time and place of intended sale or other disposition thereof has been sent to his or their last-known address.

SEC. 2. The net proceeds received from the sale of any such property by the Treasury Department, the Department of the Army, the Department of the Navy, or the Department of the Air Force shall be covered into the Treasury as miscellaneous receipts.

SEC. 3. Claims for the net proceeds, if any, of such property so disposed of may be filed with the General Accounting Office by the rightful owners, their heirs or next of kin, or their legal representatives at any time prior to the expiration of five years from the date of the disposal of the property and, if so filed, the General Accounting Office shall allow or disallow the claim. If claims are not filed prior to the expiration of five years from the date of the disposal of the property, they shall be barred from being acted on by the Courts or the General Accounting Office.

SEC. 4. The Secretary of the Treasury, the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force, respectively, are authorized to prescribe such rules and regulations as may be necessary to carry out the provisions of this Act.

SEC. 5. Any property coming within the provisions of this Act which may be delivered to the Soldiers' Home under regulations prescribed by the Secretary of the Army or the Secretary of the Air Force shall be limited to papers of value, sabers, insignia, decorations, medals, watches, trinkets, manuscripts, or other articles valuable chiefly as keepsakes: *Provided*, That if the rightful owners, their heirs, next of kin, or their legal representatives should establish their right to any such property at any time prior to the expiration of two years from the date of the receipt thereof by the Soldiers' Home, they shall be granted possession thereof.

SEC. 6. This Act shall not be construed as amending or repealing the Act of March 29, 1918 (40 Stat. 499); article 112 of section 1, chapter II, of the Act of June 4, 1920 (41 Stat. 809); the Act of February 21, 1931 (46 Stat. 1203); the Act of December 28, 1945 (59 Stat. 662), as amended; or the Act of August 2, 1946 (60 Stat. 846-847), as amended.

Approved April 14, 1949.

[CHAPTER 51]

AN ACT

To provide for a Commission on Renovation of the Executive Mansion.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby

Infra.

Sale of property.

Net proceeds.

Filing of claims.

Rules and regulations.

Certain property to Soldiers' Home.

Return to rightful owners.

34 U. S. C. § 942.

10 U. S. C. § 1584.

10 U. S. C. §§ 1584a-

1584c.

31 U. S. C. §§ 222c-

222h, 215-217 notes.

Post, p. 565.

28 U. S. C. §§ 921

note, 946.

April 14, 1949

[H. R. 3856]

[Public Law 40]

Commission on Renovation of the Executive Mansion.

Duties.	<p>established a commission to be known as the Commission on Renovation of the Executive Mansion (hereinafter referred to as the "Commission"). It shall be the duty of the Commission (a) to supervise and approve all construction plans and work necessary (1) for remedying the unsafe conditions now existing in the Executive Mansion and (2) for the modernization of such Mansion, in accordance with the provisions of section 3 of this Act and within the limits of funds appropriated by the Congress for those purposes; and (b) to perform the functions vested in the Commission by sections 2 and 4 of this Act.</p>
<i>Infra.</i>	
Composition.	<p>SEC. 2. (a) The Commission shall be composed of six members as follows:</p> <ul style="list-style-type: none"> (1) Two Senators appointed by the President of the Senate; (2) Two Representatives appointed by the Speaker of the House of Representatives; (3) Two persons appointed by the President of the United States from the executive branch or from private life. <p>(b) A vacancy in the Commission shall not affect its powers but shall be filled in the same manner as the original appointment was made.</p> <p>(c) The Commission shall elect a Chairman and a Vice Chairman from among its members.</p>
Compensation.	<p>(d) Commission members appointed from the Congress and the executive branch shall serve without additional compensation. Commission members appointed from private life shall receive \$50 per diem when engaged in the performance of Commission duties. All Commission members shall receive reimbursement for necessary traveling and subsistence expenses incurred by them in the performance of Commission duties.</p>
Voluntary personnel.	<p>(e) The Commission is authorized to accept and utilize services of voluntary and uncompensated personnel and to pay any such personnel necessary traveling and subsistence expenses when engaged in the work of the Commission.</p>
<p>42 Stat. 1488. 5 U. S. C. §§ 661-674; Supp. II, § 662 <i>et seq.</i> <i>Post</i>, p. 972.</p>	<p>(f) Within the limits of its appropriations, the Commission is authorized to appoint such personnel, without regard to the civil-service laws and the Classification Act of 1923, as amended, to procure such printing and binding, and to make such expenditures as, in its discretion, it deems necessary.</p>
Assistance of Federal agency.	<p>(g) The Commission is authorized to request and secure the advice or assistance of any Federal agency. Any Federal agency furnishing advice or assistance to the Commission may expend its own funds for this purpose, with or without reimbursement from the Commission as may be agreed upon between the Commission and the agency.</p>
Report.	<p>(h) The Commission shall from time to time, but at least once annually, submit to the Congress and the President a report on the progress of the work under its supervision. Upon the conclusion of its work, the Commission shall promptly submit a final report.</p>
Termination.	<p>(i) Thirty days after the submission of its final report the Commission shall cease to exist.</p>
Approval of construction plans and contractors.	<p>SEC. 3. In the performance of its duties the Commission shall—</p> <ul style="list-style-type: none"> (a) approve all construction plans for the renovation and modernization of the Executive Mansion; (b) determine the methods for selecting, and approve the selection of, the general contractor and the subcontractors who will perform the construction work, subject to such conditions and limitations as may be contained in appropriations made for such work; (c) generally supervise the progress of such construction work.
Preservation of historical materials.	<p>SEC. 4. (a) The Commission shall take measures to assure that all lumber, fixtures, and other materials removed from the Executive</p>

Mansion in the course of its renovation and modernization shall be carefully examined by appropriate Federal or other authorities for the purpose of segregating and safeguarding any of such materials which are of such historical importance that they should be permanently preserved.

(b) At the earliest possible date, the Commission shall recommend to the Congress and the President a plan for (1) the preservation of any of such material which is of permanent historical importance, and (2) the sale, donation, destruction, or other disposition of the remainder of such material in the manner most consistent with its symbolical value and without commercial exploitation.

SEC. 5. There are hereby authorized to be appropriated such sums as may be necessary for the expenses of the Commission.

Approved April 14, 1949.

Recommendations.
Post, p. 890.

Appropriation authorized.
Post, pp. 235, 740, 976.

[CHAPTER 52]

AN ACT

To prevent retroactive checkage of payments erroneously made to certain retired officers of the Naval Reserve, and for other purposes.

April 14, 1949
[S. 278]
[Public Law 41]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the term "Reserve components" as used in section 6 of the Act approved February 21, 1946 (60 Stat. 27; 34 U. S. C. 410b), shall include officers on the honorary retired list of the Naval Reserve or Marine Corps Reserve established by section 309 of the Naval Reserve Act of 1938, as amended (34 U. S. C. 855h), and that the term "Naval and Marine Corps Reserve" as used in subsection (b) of section 301 of Public Law 810 shall include officers and enlisted personnel on the honorary retired list of the Naval Reserve or Marine Corps Reserve established by section 309 of the Naval Reserve Act of 1938, as amended (34 U. S. C. 855h).

SEC. 2. This Act shall be effective from February 21, 1946.

Approved April 14, 1949.

Naval and Marine
Corps Reserve.

52 Stat. 1183.
34 U. S. C., Supp.
II, § 855h.
62 Stat. 1087.
34 U. S. C., Supp.
II, § 440h.
52 Stat. 1183.
34 U. S. C., Supp.
II, § 855h.
Effective date.

[CHAPTER 57]

JOINT RESOLUTION

Authorizing appropriations to the Federal Security Administrator in addition to those authorized under title V, part 2, of the Social Security Act, as amended, to provide for meeting emergency needs of crippled children during the fiscal year ending June 30, 1949.

April 15, 1949
[H. J. Res. 212]
[Public Law 42]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to enable the States to provide necessary services and care for additional numbers of crippled children, there is hereby authorized to be appropriated for the fiscal year ending June 30, 1949, the sum of \$1,500,000 for payments to States having plans approved under title V, part 2, of the Social Security Act, in addition to the amounts provided in part 2 of such title.

SEC. 2. The Federal Security Administrator shall allot one-half the sum appropriated pursuant to section 1 hereof in the same manner as is provided for allotments under section 512 (a) of the Social Security Act (except that there shall be no uniform initial allotment), and one-half in the same manner as is provided for allotments under section 512 (b) of that Act. Amounts allotted to the States pursuant to this section shall be paid in accordance with the provisions of

Crippled children.
Appropriation authorized.
Post, p. 234.

49 Stat. 631.
42 U. S. C. §§ 711-715.

Allotments of funds.

49 Stat. 631.
42 U. S. C. § 712 (a).

49 Stat. 631.
42 U. S. C. § 712 (b).

49 Stat. 632.
42 U. S. C. § 714.

section 514 of the Social Security Act, except that the estimate of the amount to be paid to a State may be made at any time prior to July 1, 1949, and amounts so paid shall for all purposes be regarded as though paid pursuant to such section.

Approved April 15, 1949.

[CHAPTER 58]

JOINT RESOLUTION

April 15, 1949
[H. J. Res. 222]
[Public Law 43]

Making an additional appropriation for the Veterans' Administration for the fiscal year ending June 30, 1949, and for other purposes.

Veterans Adminis-
tration, additional ap-
propriation.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, the following sum:

INDEPENDENT OFFICES

VETERANS' ADMINISTRATION

62 Stat. 1201.

For an additional amount for "Readjustment benefits", 1949, \$595,890,000, to remain available until expended.

Approved April 15, 1949.

[CHAPTER 72]

AN ACT

April 19, 1949
[H. R. 1579]
[Public Law 44]

To amend the Printing Act of January 12, 1895, as amended, with respect to the printing of extra copies of congressional hearings and other documents.

Printing Act of 1895,
amendment.

34 Stat. 1013.

Extra copies of hear-
ings, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of paragraph 4 of section 2 of the Printing Act of January 12, 1895, as amended (U. S. C., 1946 edition, title 44, sec. 133), as precedes the second proviso therein is hereby amended to read as follows:

"PAR. 4. Orders for printing extra copies, otherwise than herein provided for, shall be by simple, concurrent, or joint resolution. Either House may print extra copies to the amount of \$1,200 by simple resolution; if the cost exceeds that sum, the printing shall be ordered by concurrent resolution, except when the resolution is self-appropriating, when it shall be by joint resolution. Such resolutions, when presented to either House, shall be referred immediately to the Committee on House Administration of the House of Representatives or the Committee on Rules and Administration of the Senate, who, in making their report, shall give the probable cost of the proposed printing upon the estimate of the Public Printer; and no extra copies shall be printed before such committee has reported: *Provided*, That the printing of additional copies may be performed upon orders of the Joint Committee on Printing within a limit of \$700 in cost in any one instance:"

Cost limitation.

Approved April 19, 1949.

[CHAPTER 73]

AN ACT

April 19, 1949
[H. R. 1757]
[Public Law 45]

To amend and extend the provisions of the District of Columbia Emergency Rent Act, approved December 2, 1941, as amended.

D. C. Emergency
Rent Act, amend-
ments.

55 Stat. 788.
D. C. Code, Supp.
VII, § 45-1601 (b).
Anne, p. 30.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (b) of the Act entitled "An Act to regulate rents in the District of Columbia, and for other purposes", approved December 2, 1941 (D. C. Code,

1940 edition, sec. 45-1601), as amended, is hereby amended by striking out "April 30, 1949" and inserting in lieu thereof "June 30, 1950".

SEC. 2. Subsection (3) (b) of section 2 of such Act (D. C. Code, 1940 edition, sec. 45-1602), as amended by the Act approved April 29, 1948 (Public Law 507, Eightieth Congress), is amended to read as follows:

"(b) Any housing accommodations the construction of which was completed after March 31, 1948, or which are additional housing accommodations created by conversion after March 31, 1948, except as hereinafter provided:"

SEC. 3. Section 2 of such Act, as amended by the Act approved April 29, 1948 (Public Law 507, Eightieth Congress), is amended further by adding at the end thereof a new paragraph to read as follows:

"(4) Any housing accommodations resulting from any conversion created on or after May 1, 1949, shall continue to be housing accommodations subject to maximum rent ceilings and minimum service standards unless the Administrator issues an order decontrolling them, which he shall issue if he finds that the conversion resulted in additional, self-contained family units as defined by regulations issued by him."

SEC. 4. Paragraph (2) of section 5 (b) of such Act, as amended (D. C. Code, 1940 edition, sec. 45-1605), is amended by adding after the word "dwelling" a colon and the following: "*Provided*, That in the case of housing accommodations in a structure or premises owned or leased by a cooperative corporation or association no such action or proceeding under this paragraph or paragraph (3) of this section shall be maintained unless stock or membership in the cooperative corporation or association has been acquired by persons who are or were tenants in occupancy of at least 65 per centum of the dwelling units in the structure or premises at the time said cooperative corporation or association either (1) acquired or leased said structure or premises, or (2) entered into a contract or option to acquire or lease said structure or premises, whichever date is earliest, and who as such stockholders or members are entitled to possession of their respective dwelling units in the structure or premises by virtue of proprietary leases or otherwise, and this provision shall apply whether such corporation or association acquired or leased such structure or premises or entered into a contract or option to do so prior to or after the effective date of this amendatory Act or unless as the holder of stock or membership acquired in the cooperative corporation or association prior to March 1, 1949, a stockholder or member was entitled to possession of a dwelling unit in the structure or premises by virtue of a proprietary lease or otherwise".

SEC. 5. Section 2 (2) (e) of such Act, as amended, is amended to read as follows:

"(e) For the purposes of this section, the term 'hotel' means an establishment operating under a hotel license and occupied by an appreciable number of persons who are provided customary hotel services such as maid service, furnishing and laundering of linen, telephone and secretarial or desk service, use and upkeep of furniture and fixtures, and bellboy service."

SEC. 6. Section 10 of such Act, as amended, is amended by striking out subsection (b) thereof.

SEC. 7. Nothing in this Act shall be construed as authorizing or permitting the recontrol of any housing accommodations which have been heretofore decontrolled.

Approved April 19, 1949.

81939°—50—PT. I—4

55 Stat. 788; 62 Stat. 205.
D. C. Code, Supp. VII, § 45-1602 (3) (b).

55 Stat. 788; 62 Stat. 205.
D. C. Code, Supp. VII, § 45-1602.

Conversion on or after May 1, 1949.

55 Stat. 791.
D. C. Code, Supp. VII, § 45-1605 (b) (2).
Cooperative corporation.

55 Stat. 789.
D. C. Code, Supp. VII, § 45-1602 (2) (e).
"Hotel."

55 Stat. 794.
D. C. Code, Supp. VII, § 45-1610 (b).
Recontrol of housing.

[CHAPTER 74]

AN ACT

April 19, 1949
[H. R. 1998]
[Public Law 46]

To amend the Act entitled "An Act to provide for the conveyance to Pinellas County, State of Florida, of certain public lands herein described", approved June 17, 1948 (Public Law 666, Eightieth Congress), for the purpose of correcting a land description therein.

Pinellas County,
Fla.

62 Stat. 475.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That that portion of the first section of the Act entitled "An Act to provide for the conveyance to Pinellas County, State of Florida, of certain public lands herein described", approved June 17, 1948 (Public Law 666, Eightieth Congress), which describes the lands conveyed by the United States to Pinellas County, Florida, is amended to read as follows: "Lot 1 of section 1, township 33 south, range 15 east; lots 1, 2, 3, and 4 of section 5; lots 1 and 2 of section 6; lots 1, 2, and 3 of section 7; lots 1, 2, 3, and 4 of section 8; lots 1 and 2 of section 9; lot 1 of section 17; and lots 1, 2, 3, 4, and 5 of section 18 in township 33 south, range 16 east, together with accretion thereto."

Approved April 19, 1949.

[CHAPTER 77]

AN ACT

April 19, 1949
[S. 1209]
[Public Law 47]

To amend the Economic Cooperation Act of 1948.

Economic Coopera-
tion Act of 1948,
amendments.
62 Stat. 137.
22 U. S. C., Supp.
II, § 1501 (a).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the fourth and fifth sentences of section 102 (a) of the Economic Cooperation Act of 1948 are hereby amended to read as follows: "Mindful of the advantages which the United States has enjoyed through the existence of a large domestic market with no internal trade barriers, and believing that similar advantages can accrue to the countries of Europe, it is declared to be the policy of the people of the United States to encourage these countries through their joint organization to exert sustained common efforts to achieve speedily that economic cooperation in Europe which is essential for lasting peace and prosperity. It is further declared to be the policy of the people of the United States to encourage the unification of Europe, and to sustain and strengthen principles of individual liberty, free institutions, and genuine independence in Europe through assistance to those countries of Europe which participate in a joint recovery program based upon self-help and mutual cooperation: *Provided*, That no assistance to the participating countries herein contemplated shall seriously impair the economic stability of the United States."

62 Stat. 139.
22 U. S. C., Supp.
II, § 1503 (e).

SEC. 2. The second sentence of section 104 (e) of such Act is hereby amended by striking out "\$10,000 per annum" and inserting in lieu thereof "the highest rate authorized by such Act".

62 Stat. 140.
22 U. S. C., Supp.
II, § 1504 (e).
50 U. S. C. app.
§ 701; Supp. II, § 701.
Ante, p. 7.

SEC. 3. The first sentence of section 105 (c) of such Act is hereby amended by striking out "section 6 of the Act of July 2, 1940 (54 Stat. 714), as amended," and inserting in lieu thereof "the Export Control Act of 1949".

62 Stat. 141.
22 U. S. C., Supp.
II, § 1506.
Deputy U. S. Spe-
cial Representative in
Europe.

SEC. 4. Section 108 of such Act is hereby amended by adding at the end thereof the following new sentences: "There shall be a Deputy United States Special Representative in Europe who shall (a) be appointed by the President, by and with the advice and consent of the Senate, (b) be entitled to receive the same compensation and allowances as a chief of mission, class 3, within the meaning of the Act of August 13, 1946 (60 Stat. 999), and (c) have the rank of ambassador extraordinary and plenipotentiary. The Deputy United

22 U. S. C. § 801
et seq.; Supp. II, § 815
et seq.
Post, pp. 111, 407.

States Special Representative shall perform such functions as the United States Special Representative shall designate, and shall be Acting United States Special Representative during the absence or disability of the United States Special Representative or in the event of a vacancy in the office of United States Special Representative."

SEC. 5. The last sentence of section 109 (a) of such Act is hereby amended by striking out the period and inserting in lieu thereof a semicolon and the following: "and the chief of the special mission shall be entitled to receive the same compensation and allowances as a chief of mission, class 3, or a chief of mission, class 4, within the meaning of the Act of August 13, 1946 (60 Stat. 999), or compensation and allowances in accordance with section 110 (a) of this title, as the Administrator shall determine to be necessary or appropriate."

SEC. 6. (a) The last sentence of paragraph (2) of section 111 (a) of such Act is hereby amended to read as follows: "The Administrator shall, in providing for the procurement of commodities under authority of this title, take such steps as may be necessary to assure, as far as is practicable, that at least 50 per centum of the gross tonnage of commodities procured out of funds made available under this title and transported to or from the United States on ocean vessels, computed separately for dry bulk carriers, dry cargo liner and tanker services, is so transported on United States flag vessels to the extent such vessels are available at market rates for United States flag vessels; and, in the administration of this provision, the Administrator shall, insofar as practicable and consistent with the purposes of this title, endeavor to secure a fair and reasonable participation by United States flag vessels in cargoes by geographic area."

(b) Paragraph (3) of section 111 (b) of such Act is hereby amended in the following particulars:

(1) By inserting after "projects" a comma and the following: "including expansion, modernization, or development of existing enterprises" and a comma;

(2) By inserting after "media" the following: "consistent with the national interests of the United States";

(3) By striking out in the first proviso "in the first year after the date of the enactment of this Act does not exceed \$15,000,000" and inserting in lieu thereof "made in any fiscal year does not exceed \$10,000,000";

(4) By amending subparagraph (i) thereof to read as follows:

"(i) the guaranty to any person shall not exceed the amount of dollars invested in the project by such person with the approval of the Administrator plus actual earnings or profits on said project to the extent provided by such guaranty;"

(5) By inserting after subparagraph (iii) thereof the following new subparagraphs:

"(iv) as used in this paragraph, the term 'investment' includes the furnishing of capital goods items and related services, for use in connection with projects approved by the Administrator, pursuant to a contract providing for payment in whole or in part after June 30, 1950; and

"(v) the guaranty to any person shall be limited to assuring the transfer into United States dollars of other currencies, or credits in such currencies received by such person as earnings or profits from the approved investment, as repayment or return thereof, in whole or in part, or as compensation for the sale or disposition of all or any part thereof. When any payment is made to any person pursuant to a guaranty as hereinbefore described, the currency or credits on account of which such payment is made shall become the property

62 Stat. 142.
22 U. S. C., Supp.
II, § 1507 (a).
Chief of special mission.

22 U. S. C. § 801 *et seq.*, Supp. II, § 815 *et seq.*
Post, pp. 111, 407.
62 Stat. 142.
22 U. S. C., Supp. II, § 1508 (a).
62 Stat. 143.
22 U. S. C., Supp. II, § 1509 (a) (2).
Transportation on U. S. flag vessels.

62 Stat. 144.
22 U. S. C., Supp. II, § 1509 (b) (3).

Limitation on amount.

"Investment."

Guaranty.

of the United States Government, and the United States Government shall be subrogated to any right, title, claim, or cause of action existing in connection therewith.”; and

Total guaranties.

(6) By amending the next to last sentence thereof to read as follows: “The total amount of the guaranties made under this paragraph (3) shall not exceed \$150,000,000: *Provided*, That any funds allocated to a guaranty and remaining after all liability of the United States assumed in connection therewith has been released, discharged, or otherwise terminated, shall be available for allocation to other guaranties, the foregoing limitation notwithstanding.”

62 Stat. 146.
22 U. S. C., Supp.
II, § 1509 (c) (2).

(c) Paragraph (2) of section 111 (c) of such Act is hereby amended in the following particulars:

Issuance of additional notes.
Post, p. 710.

(1) By inserting after the second sentence thereof the following: “In addition to the amount of notes above authorized, the Administrator is authorized, for the purpose of carrying out the provisions of paragraph (3) of subsection (b) of this section, to issue notes from time to time for purchase by the Secretary of the Treasury in an amount not exceeding in the aggregate \$150,000,000 less any amount allocated prior to April 3, 1949, for such purpose, until all liabilities arising under guaranties made pursuant to this authorization have expired or been discharged.”;

(2) By striking out the first two words, “Such notes” in the third sentence thereof and inserting “The notes hereinabove authorized”; and

(3) By inserting after “Washington” in the sixth sentence thereof “for assistance on credit terms”.

62 Stat. 147.
22 U. S. C., Supp.
II, § 1510 (c).

SEC. 7. (a) Section 112 (c) of such Act is hereby amended by striking out “25 per centum” and inserting in lieu thereof “12½ per centum”.

62 Stat. 147.
22 U. S. C., Supp.
II, § 1510 (d).

(b) Section 112 (d) of such Act is hereby amended by adding after the words “any agricultural commodity, or product thereof” the following: “or class, type, or specification thereof”.

62 Stat. 148.
22 U. S. C., Supp.
II, § 1510 (g).
50 U. S. C. app.
§ 701; Supp. II, § 701.

(c) Section 112 (g) of such Act is hereby amended by striking out “section 6 of the Act of July 2, 1940 (54 Stat. 714), including any amendment thereto,” and “section 6 of the Act of July 2, 1940, as amended,” and inserting in lieu thereof “the Export Control Act of 1949”.

Ante, p. 7.

62 Stat. 146.
22 U. S. C., Supp.
II, § 1510.

(d) Section 112 of such Act is hereby further amended by adding at the end thereof the following new subsections:

Participation by American small business.

“(i) (1) Insofar as practicable and to the maximum extent consistent with the accomplishment of the purposes of this title, the Administrator shall assist American small business to participate equitably in the furnishing of commodities and services financed with funds authorized under this title by making available or causing to be made available to suppliers in the United States, and particularly to small independent enterprises, information, as far in advance as possible, with respect to purchases proposed to be financed with funds authorized under this title, and by making available or causing to be made available to prospective purchasers in the participating countries information as to commodities and services produced by small independent enterprises in the United States, and by otherwise helping to give small business an opportunity to participate in the furnishing of commodities and services financed with funds authorized under this title.

Special assistant.

62 Stat. 156.
22 U. S. C., Supp.
II, § 1521.

“(2) The Administrator shall appoint a special assistant to advise and assist him in carrying out the foregoing paragraph (1). Each report transmitted to the Congress under section 123 shall include a report of all activities under this subsection.

"(j) The Administrator shall, in providing assistance in the procurement of commodities in the United States, make available United States dollars for marine insurance on such commodities where such insurance is placed on a competitive basis in accordance with normal trade practices prevailing prior to the outbreak of World War II.

"(k) No funds authorized for the purposes of this title shall be used in the United States for advertising foreign products or for advertising foreign travel.

"(l) No funds authorized for the purposes of this title shall be used for the purchase in bulk of any commodities (other than commodities procured by or in the possession of the Commodity Credit Corporation pursuant to price-support programs required by law) at prices higher than the market price prevailing in the United States at the time of the purchase adjusted for differences in the cost of transportation to destination, quality, and terms of payment."

SEC. 8. (a) Section 114 (c) of such Act is hereby amended in the following particulars:

(1) By striking out the period at the end of the first sentence thereof and inserting in lieu thereof a colon and the following: "*Provided further*, That, in addition to the amount heretofore authorized and appropriated, there are hereby authorized to be appropriated for carrying out the provisions and accomplishing the purposes of this title not to exceed \$1,150,000,000 for the period April 3, 1949, through June 30, 1949, and not to exceed \$4,280,000,000 for the fiscal year ending June 30, 1950: *Provided further*, That, in addition to the foregoing, any balance, unobligated as of June 30, 1949, or subsequently released from obligation, of funds appropriated for carrying out and accomplishing the purposes of this title for any period ending on or prior to that date is hereby authorized to be made available for obligation through the fiscal year ending June 30, 1950, and to be transferred to and consolidated with any appropriations for carrying out and accomplishing the purposes of this title for said fiscal year."; and

(2) By amending the last sentence of such section 114 (c) to read as follows: "The authorizations in this title are limited to the period ending June 30, 1950, in order that the Congress may pass on any subsequent authorizations."

(b) Section 114 of such Act is hereby further amended by adding at the end thereof the following new subsection:

"(g) Notwithstanding the provisions of any other law, until such time as an appropriation additional to that made by title I of the Foreign Aid Appropriation Act, 1949 (Public Law 793, Eightieth Congress), shall be made pursuant to subsection (c) of this section the Reconstruction Finance Corporation is authorized and directed to make advances not to exceed in the aggregate \$1,000,000,000 to carry out the provisions of this title, in such manner, at such times, and in such amounts as the Administrator shall request, and no interest shall be charged on advances made by the Treasury to the Reconstruction Finance Corporation for this purpose. The Reconstruction Finance Corporation shall be repaid without interest for advances made by it hereunder, from funds made available for the purposes of this title."

SEC. 9. (a) Paragraph (6) of section 115 (b) of such Act is hereby amended by striking out the period following the words "grant basis" and inserting in lieu thereof a colon and the following: "*Provided*, That the obligation to make such deposits may be waived, in the discretion of the Administrator, with respect to technical information or assistance furnished under section 111 (a) (3) of this title and with respect to ocean transportation furnished on United States flag vessels under section 111 of this title in an amount not exceeding the amount, as determined by the Administrator, by which the charges

Marine insurance.

Restriction on use of funds.

Purchase of commodities in bulk.

62 Stat. 149.
22 U. S. C., Supp.
II, § 1512 (c).

Additional appropriation authorized.
Post, pp. 709, 710.

Unobligated balance.

62 Stat. 149.
22 U. S. C., Supp.
II, § 1512 (c).

62 Stat. 149.
22 U. S. C., Supp.
II, § 1512.

62 Stat. 1055.

Advances by RFC.

62 Stat. 151.
22 U. S. C., Supp.
II, § 1513 (b) (6).

Waiver on deposits.

62 Stat. 144.
22 U. S. C., Supp.
II, § 1509 (a) (3).

for such transportation exceed the cost of such transportation at world market rates."

62 Stat. 151.
22 U. S. C., Supp.
II, § 1513 (b) (6).
Ante, p. 53.

(b) Such section 115 (b) (6) is hereby further amended by inserting after "or for such other expenditures as may be consistent with" the words "the declaration of policy contained in section 102 and".

62 Stat. 153.
22 U. S. C., Supp.
II, § 1513 (d).
Follow-up system.

(c) Section 115 (d) of such Act is hereby amended to read as follows:

"(d) The Administrator shall encourage each participating country to insure, by an effective follow-up system, that efficient use is made of the commodities, facilities, and services furnished under this title. In order further to insure that each participating country makes efficient use of such commodities, facilities, and services, and of its own resources, the Administrator shall encourage the joint organization of the participating countries referred to in subsection (b) of this section to observe and review the operation of such follow-up systems."

62 Stat. 150.
22 U. S. C., Supp.
II, § 1513.
Special local cur-
rency account.
Post, p. 710.

(d) Section 115 of such Act is hereby further amended by adding two new subsections as follows:

"(h) Not less than 5 per centum of each special local currency account established pursuant to paragraph (6) of subsection (b) of this section shall be allocated to the use of the United States Government for expenditure for materials which are required by the United States as a result of deficiencies or potential deficiencies in its own resources or for other local currency requirements of the United States.

Production in-
creases.

"(i) (1) The Administrator shall, to the greatest extent practicable, initiate projects for and assist the appropriate agencies of the United States Government in procuring and stimulating increased production in participating countries of materials which are required by the United States as a result of deficiencies or potential deficiencies in its own resources; and in furtherance of those objectives the Administrator shall, in addition to the local currency allocated pursuant to subsection (h), use such other means available to him under this title as he may deem appropriate.

Contracts with par-
ticipating countries.

"(2) In furtherance of such objectives and within the limits of the appropriations and contract authorizations of the Bureau of Federal Supply to procure strategic and critical materials, the Administrator, with the approval of the Director of such Bureau, shall enter into contracts in the name of the United States for the account of such Bureau for the purchase of strategic and critical materials in any participating country. Such contracts may provide for deliveries over definite periods, but not to exceed twenty years in any contract, and may provide for payments in advance of deliveries.

"(3) Nothing in this subsection shall be deemed to restrict or limit in any manner the authority now held by any agency of the United States Government in procuring or stimulating increased production of the materials referred to in paragraphs (1) and (2) in countries other than participating countries."

62 Stat. 153.
22 U. S. C., Supp.
II, § 1515 (c).
Transportation
charges on relief pack-
ages.

SEC. 10. (a) The first sentence of section 117 (c) of such Act is hereby amended by striking out the period and inserting in lieu thereof a colon and the following: "*Provided*, That the Administrator shall fix and pay a uniform rate per pound for the ocean transportation of all relief packages of food or other general classification of commodities shipped to any participating foreign country, regardless of methods of shipment and higher rates charged by particular agencies of transportation, but this proviso shall not apply to shipments made by individuals to individuals through the mails."

62 Stat. 154.
22 U. S. C., Supp.
II, § 1515 (d).
50 U. S. C. app.
§ 701; Supp. II, § 701.
Ante, p. 7.

(b) Section 117 (d) of such Act is hereby amended by striking out "section 6 of the Act of July 2, 1940 (54 Stat. 714), as amended," and inserting in lieu thereof "the Export Control Act of 1949".

(c) Section 117 of such Act is hereby further amended by adding a new subsection to read as follows:

"(e) Whenever the Administrator shall determine that shipping capacity available to Italy is inadequate for such emigration from Italy as may be desirable to further the purposes of this title, the Administrator shall request the United States Maritime Commission to make available to Italy vessels capable of engaging in such service for the purpose of transporting emigrants from Italy to destinations other than the United States, and shall specify the terms and conditions under which such vessels shall thus be made available, and the United States Maritime Commission thereupon shall, notwithstanding any other provisions of law and without reimbursement by the Administrator, make such vessels available to Italy in accordance with such terms and conditions: *Provided*, That the total number of such vessels made available for such purpose shall not at any one time exceed ten: *Provided further*, That title to each such vessel owned by the United States Government shall remain in the United States: *And provided further*, That the terms and conditions under which such vessels are made available to Italy shall obligate Italy to return the vessels forthwith upon demand of the President, and in any event not later than June 30, 1952."

SEC. 11. The second sentence of section 118 of such Act is amended by inserting before the period at the end thereof "or (3) the provision of such assistance would be inconsistent with the obligations of the United States under the Charter of the United Nations to refrain from giving assistance to any State against which the United Nations is taking preventative or enforcement action".

SEC. 12. An amount, equal to any balance, unobligated as of April 2, 1949, or subsequently released from obligation, of funds appropriated by Public Law 793, approved June 28, 1948, for the purposes of the China Aid Act of 1948 is hereby made available to the President for obligation through February 15, 1950, for assistance in areas in China which he may deem to be not under Communist domination, to be furnished in such manner and on such terms and conditions as he may determine.

Approved April 19, 1949.

[CHAPTER 78]

AN ACT

For the relief of the county of Allegheny, Pennsylvania.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the county of Allegheny, Pennsylvania, the sum of \$29,147.50, in full satisfaction of all claims against the United States for damages sustained by the county of Allegheny, Pennsylvania, by a fire which completely destroyed a building known as Agricultural Hall, located in South Park, county of Allegheny, Pennsylvania, on February 16, 1944, while being occupied, used, and exclusively under the control of the War Department: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved April 19, 1949.

62 Stat. 153.
22 U. S. C., Supp.
II, § 1515.
Use of U. S. vessels
by Italy.

Restrictions.

62 Stat. 154.
22 U. S. C., Supp.
II, § 1516.

Aid to certain areas
of China.
Post. p. 711.
62 Stat. 1054.
62 Stat. 158.
22 U. S. C., Supp.
II, §§ 1541-1546.

April 19, 1949
[H. R. 1959]
[Public Law 48]

Allegheny County,
Pa.

[CHAPTER 81]

AN ACT

April 20, 1949
[H. R. 220]
[Public Law 49]

To amend section 3 of the Act entitled "An Act to revise the Alaska game law", approved July 1, 1943, as amended (57 Stat. 301).

Alaska game law,
amendment.

57 Stat. 303.
48 U. S. C. § 207.
Required residence
period.

Extension.

Nonresident.

Alien.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act to revise the Alaska game law", approved July 1, 1943, as amended (57 Stat. 301), is amended to read as follows:

"SEC. 3. RESIDENCE AND CITIZENSHIP.—That for the purposes of this Act a citizen or a national of the United States who has maintained a bona fide residence in the Territory for a period of twelve months immediately preceding his claim for resident hunting, trapping, fishing, or other privileges under this Act, or a foreign-born person not a citizen or national of the United States who has declared his intention to become a citizen of the United States, and who has resided in the Territory for a like period, shall be considered a resident; but if such a foreign-born person shall not have been admitted to citizenship within seven years from the date he declared his first intention to become a citizen, he shall thereafter be deemed to be an alien until admitted to citizenship: *Provided, however*, That whenever the Secretary shall determine the fur resources of Alaska are threatened by hunting or trapping, or from other causes, he may, in his discretion and for such periods as he shall determine, extend the required residence period in the Territory from twelve months to not exceed three years as a prerequisite to obtaining a resident trapping license; a citizen or a national of the United States who has not maintained a bona fide residence in the Territory for a period of twelve months, or for the extended period of three years, as the case may be, immediately preceding his claim for resident privileges shall be considered a nonresident; and a person not a citizen or a national of the United States who is not a resident of the Territory, as defined in this section, shall be considered an alien."

Approved April 20, 1949.

[CHAPTER 82]

JOINT RESOLUTION

April 20, 1949
[H. J. Res. 186]
[Public Law 50]

To extend the time for use of construction reserve funds established under section 511 of the Merchant Marine Act, 1936, as amended.

61 Stat. 917.
46 U. S. C., Supp.
II, § 1161 note.
54 Stat. 1107.
46 U. S. C. § 1161 (b);
Supp. II, § 1161 note.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of an Act approved August 8, 1947 (Public Law 384, Eightieth Congress), relating to merchant marine construction reserve funds established under section 511 of the Merchant Marine Act, 1936, as amended, is hereby amended by striking out "March 31, 1948" and inserting in lieu thereof "March 31, 1951".

Approved April 20, 1949.

[CHAPTER 85]

JOINT RESOLUTION

April 21, 1949
[H. J. Res. 180]
[Public Law 51]

To authorize completion of the processing of the visa cases, and admission into the United States, of certain alien fiancés, and fiancées of members, or of former members, of the armed forces of the United States, as was provided in the so-called GI Fiancées Act (60 Stat. 339), as amended.

60 Stat. 339.
50 U. S. C. app.
§§ 1851-1855; Supp. II,
§ 1851.

Whereas the so-called GI Fiancées Act, as amended and extended, expired on December 31, 1948, at which time several hundred cases of alien fiancés or fiancées of American citizen members, or former members, of the armed forces of the United States were pending under that Act at American consular offices abroad; and

Whereas the quotas to which the aliens in most cases are chargeable are oversubscribed for several years: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That American diplomatic and consular officers are hereby authorized to finish processing all cases of the alien fiancés or fiancées of citizens of the United States which were pending at American diplomatic and consular offices on December 31, 1948, under Public Law 471, Seventy-ninth Congress (60 Stat. 339), as amended and extended, in the same manner as if that Act were still in effect: *Provided*, That the American citizen concerned in each case has personally met his or her fiancé or fiancée: *Provided further*, That the processing of all such cases shall be completed and the aliens concerned, who are granted visas, as well as those who received such visas before April 1, 1949, who arrive at a port of entry in the United States within five months after the effective date of this Act, and who are found to be admissible under the immigration laws, including the provisions of Public Law 471, as amended, may be admitted into the United States within the period of validity of the visa, as provided in Public Law 471, as amended, the same as if it were still in effect: *And provided further*, That the record of entry of aliens admitted under the provisions of this Act, and under the provisions of Public Law 471, as amended, who within ninety days of admission marry the fiancé or fiancée to whom they were destined at the time of entry, shall upon the submission of proof of marriage, be amended to show admission for permanent residence.

Approved April 21, 1949.

[CHAPTER 89]

AN ACT

To promote the settlement and development of the Territory of Alaska by facilitating the construction of necessary housing therein, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Alaska Housing Act".

SEC. 2. (a) Title II of the National Housing Act, as amended, is hereby amended by adding at the end thereof a new section reading as follows:

"SEC. 214. If the Federal Housing Commissioner finds that, because of higher costs prevailing in the Territory of Alaska, it is not feasible to construct dwellings on property located in Alaska without sacrifice of sound standards of construction, design, or livability, within the limitations as to maximum mortgage amounts provided in this Act, the Commissioner may, by regulations or otherwise, prescribe, with respect to dollar amount, a higher maximum for the principal obligation of mortgages insured under this Act covering property located in Alaska, in such amounts as he shall find necessary to compensate for such higher costs but not to exceed, in any event, the maximum otherwise applicable by more than one-third thereof. No mortgage with respect to a project or property in Alaska shall be accepted for insurance under this Act unless the Commissioner finds that the project or property is an acceptable risk, giving consideration to the acute housing shortage in Alaska: *Provided*, That any such mortgage may be insured or accepted for insurance without regard to any requirement in any other section of this Act that the Commissioner find the project or property to be economically sound or an acceptable risk. Notwithstanding any of the provisions of this Act or any other law, the Alaska Housing Authority shall be eligible as mortgagor or mortgagee, as the case may be, for any of the purposes of mortgage insurance under the provisions of this Act. Upon application by the

Alien fiancés or fiancées.
Processing of visa cases.

50 U. S. C. app.
§§ 1851-1855; Supp. II,
§ 1851.

Record of entry.

April 23, 1949
[S. 851]

[Public Law 52]

Alaska Housing Act.

48 Stat. 1247.
12 U. S. C. §§ 1707-1715c; Supp. II,
§§ 1709-1715c.

Post, pp. 421, 576,
681, 905.

Increase in limitation for insured mortgages.

mortgagee, where the Alaska Housing Authority is the mortgagor or mortgagee, for the insurance of a mortgage under any provisions of this Act, the Commissioner is authorized to insure the mortgage (including advances thereon where otherwise authorized), and to make commitments for the insuring of any such mortgages prior to the date of their execution or disbursement thereon, under such provisions (and this section) without regard to any requirement that the mortgagor shall be the owner and occupant of the property or shall have paid a prescribed amount on account of such property."

Real estate loans,
etc.

48 Stat. 1252.
12 U. S. C., Supp.
II, § 1716.
Post, pp. 576, 906.

(b) The powers of the Federal National Mortgage Association, and of any other Federal corporation or other Federal agency heretofore or hereafter established, to make real-estate loans, or to purchase, service, or sell any mortgages, or partial interest therein, may be utilized in connection with properties or projects in Alaska designed principally for residential use; and, notwithstanding any of the provisions of section 301 of the National Housing Act, as heretofore or hereafter amended, or of any other law unless enacted expressly in limitation hereof, any mortgage loans, or partial interests therein, may be offered to the Federal National Mortgage Association for purchase, and the Association shall be authorized to make real-estate loans, including advances thereon during construction, if such loans or advances are secured by property located in Alaska and insured under any of the provisions of the National Housing Act, as amended.

Construction of proj-
ects.

SEC. 3. (a) In order to relieve the particularly severe impact of the housing shortage in Alaska, the legislature of that Territory may authorize the Alaska Housing Authority, in addition to the housing projects undertaken pursuant to the provisions of the Act of July 21, 1941 (55 Stat. 601; 48 U. S. C., secs. 481-483), as amended, also to undertake other projects for the construction and sale or rental of dwelling accommodations for inhabitants of the Territory, and to make loans for such projects to public agencies, or private nonprofit or limited dividend corporations, or private corporations which are regulated or restricted by the Authority (until the termination of all loan obligations to it) as to rents or sales, charges, capital structure, rate of return, and methods of operation to such an extent and in such manner as to provide reasonable rentals to tenants and a reasonable return on the investment, and the legislature of that Territory may authorize said authority to make character loans to individuals or cooperatives for the improvement, conversion or construction of dwellings in remote areas to be occupied by such individuals or members of such cooperatives where the loan does not exceed \$500 per dwelling, and any powers of said Authority, including but not limited to powers of eminent domain and issuance of bonds and obligations, with respect to projects undertaken pursuant to the provisions of said Act of July 21, 1941, may be made available with respect to projects undertaken pursuant to the authorization provided in this section: *Provided*, That the authorization provided in this section shall be limited to projects where adequate financing on reasonable terms and conditions, or entrepreneurial sponsorship, or both, as the case may be, is not otherwise available: *And provided further*, That any projects constructed and owned by such Authority pursuant to the authorization provided in this section shall be sold for cash or on reasonable terms and giving consideration to full market value, as promptly as may be advantageous under the circumstances and in the public interest: *And provided further*, That such Authority shall exercise its powers under this section to encourage and assist the production, at lower costs, of housing of sound standards of design, construction, livability, and size for adequate family life, and the development of well planned residential neighborhoods. Any law enacted by the legislature of the Territory of Alaska which, except for its enactment prior to the enactment of

Dwellings in remote
areas.

55 Stat. 601
48 U. S. C. §§ 481-
483.
Limitation.

this Act, would be authorized under this section, is hereby authorized, approved, and validated.

(b) To obtain funds for the purpose of undertaking and administering projects or of making loans pursuant to any authority conferred by the legislature of the Territory of Alaska under subsection (a) of this section, the Alaska Housing Authority may, on and after the effective date of this Act, issue and have outstanding at any one time notes or other obligations for purchase by the Housing and Home Finance Administrator in an amount not to exceed \$15,000,000 and the Housing and Home Finance Administrator is hereby authorized to purchase such notes or other obligations to the extent that funds are available therefor: *Provided*, That such notes and other obligations issued and outstanding for the purpose of making character loans to individuals or cooperatives shall not exceed \$1,000,000. Such notes or other obligations shall be in such forms and denominations, shall have such maturities not exceeding forty years, and shall be purchased under such general terms and conditions as may be prescribed by the Housing and Home Finance Administrator. Such notes and other obligations shall bear interest at a rate determined by the Housing and Home Finance Administrator, with the approval of the Secretary of the Treasury, taking into consideration the current average rate on outstanding marketable obligations of the United States as of the last day of the month preceding the issuance of such notes or other obligations.

(c) The Alaska Housing Authority shall make an annual report to the Governor of Alaska on all of the activities of the Authority, for each fiscal year ending June 30, for transmission with his comments and recommendations to the Housing and Home Finance Administrator.

(d) There is hereby authorized to be appropriated to the Housing and Home Finance Administrator, out of any money in the Treasury not otherwise appropriated, not to exceed \$15,000,000 for the purposes of this section. Funds made available to the Administrator pursuant to the provisions of this section shall be deposited in a checking account or accounts with the Treasurer of the United States. Receipts and assets obtained or held by the Administrator in connection with the performance of his functions under this section shall be available for any of the purposes of this section. In the performance of, and with respect to, the functions, powers, and duties vested in him by this section, the Administrator, notwithstanding the provisions of any other law, shall maintain an integral set of accounts which shall be audited annually by the General Accounting Office in accordance with the principles and procedures applicable to commercial transactions as provided by the Government Corporation Control Act, as amended, and no other audit shall be required: *Provided*, That such financial transactions of the Administrator as the making of loans or advances of funds and vouchers approved by the Administrator in connection with such financial transactions shall be final and conclusive upon all officers of the Government.

SEC. 4. The Housing and Home Finance Agency is authorized to provide technical advice and information and otherwise to cooperate to the full extent authorized by law to assist the Alaska Housing Authority in the program to relieve the severe shortage of housing in the Territory.

SEC. 5. Notwithstanding the provisions of sections 4 and 301 of the Act entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", approved October 14, 1940, as amended, with respect to the disposition of housing of a permanent character, any such housing in Alaska under the jurisdiction of the Housing and Home Finance Administrator which has been

Issuance of notes.
Post, p. 977.

Character loans.

Report to Governor.

Appropriation authorized.
Post, p. 743.

59 Stat. 597.
31 U. S. C. §§ 841-869; Supp. II, § 846 *et seq.*
Post, p. 356.

Technical advice and information.

Retention of housing for government employees.
56 Stat. 12.
42 U. S. C., Supp. II, § 1524.
54 Stat. 1127, 55 Stat. 363.
42 U. S. C. § 1541; Supp. II, § 1541 note.

reserved (in whole or in part), prior to the enactment of this Act, for employees of an agency of the Federal Government may be retained by him for employees of that agency for such time as he determines such action necessary to provide adequate housing accommodations for them in the area.

Sale, etc., of land by government agencies.

SEC. 6. Any executive department or agency of the Federal Government is hereby authorized to sell, transfer, and convey to the Alaska Housing Authority at fair value (as determined by such department or agency), for use under this Act, all or any right, title, and interest in any real or personal property under the jurisdiction of such department or agency which it determines to be in excess of its own requirements, notwithstanding any limitations or requirements of law with respect to the use or disposition of such property: *Provided*, That the authority conferred by this section shall be in addition to and not in derogation of any other powers and authorities of such department or agency.

Approved April 23, 1949.

[CHAPTER 90]

AN ACT

April 23, 1949
[H. R. 1755]
[Public Law 53]

To authorize a \$100 per capita payment to members of the Red Lake Band of Chippewa Indians from the proceeds of the sale of timber and lumber on the Red Lake Reservation.

Red Lake Band of
Chippewa Indians,
Minn.
Per capita pay-
ments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to withdraw as much as may be necessary from the fund on deposit in the Treasury of the United States arising from the proceeds of the sale of timber and lumber within the Red Lake Reservation in Minnesota, according to the provisions of the Act of May 18, 1916 (39 Stat. 137), to the credit of the Red Lake Indians in Minnesota, and to pay therefrom \$100 to each member of the Red Lake Band of Chippewa Indians of Minnesota who is living at the date of enactment of this Act. Such payments shall be made as soon as practicable under such rules and regulations as the Secretary of the Interior may prescribe.

SEC. 2. No money paid to Indians under this Act shall be subject to any lien or claim of attorneys or other persons. Before any payment is made under this Act, the Red Lake Band of Chippewa Indians of Minnesota shall, in such manner as may be prescribed by the Secretary of the Interior, ratify and accept the provisions of this Act.

53 Stat. 1360, 1379,
1397.

SEC. 3. Payments made under this Act shall not be held to be "other income and resources" as that term is used in sections 2 (a) (7), 402 (a) (7), and 1002 (a) (8) of the Social Security Act, as amended (U. S. C., 1946 edition, title 42, secs. 302 (a) (7), 602 (a) (7), and 1202 (a) (8)).

Approved April 23, 1949.

[CHAPTER 91]

AN ACT

April 25, 1949
[H. R. 164]
[Public Law 54]

Authorizing the Secretary of the Interior to convey certain lands to the Churntown Elementary School District, California.

Churntown Ele-
mentary School Dis-
trict, Calif.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to convey to the Churntown Elementary School District, California, for such consideration as he

may fix in accordance with its present valuation, all right, title, and interest of the United States in and to a parcel of land in the north half of section 26, township 33 north, range 5 west, Mount Diablo base and meridian, Shasta County, California, containing an area of ten and eleven one-hundredths acres, more or less, and described as follows:

Beginning at a point in the westerly boundary of the northwest quarter of the northeast quarter of said section 26, distant therealong south no degrees three minutes forty seconds west six hundred and ninety-four and twenty-four one-hundredths feet from the north quarter corner of said section 26; thence north eighty-nine degrees thirty-six minutes no seconds east four hundred and sixty-seven and sixteen one-hundredths feet; thence south no degrees three minutes forty seconds west eight hundred and thirty feet to a point in the northerly boundary of State Highway 209; thence along said northerly boundary and along the arc of a curve to the right with a radius of one thousand nine hundred and seventy feet (the long chord bears north seventy-six degrees thirty-seven minutes fourteen seconds west eighty-six and seventy-nine one-hundredths feet) for a distance of eighty-six and eighty one-hundredths feet; thence continuing along said northerly boundary north seventy-five degrees twenty-one minutes thirty seconds west three hundred and ninety-five and forty-six one-hundredths feet; thence leaving said northerly boundary north no degrees five minutes thirteen seconds east ninety-eight and ninety-six one-hundredths feet the southwest corner of the northwest quarter of the northeast quarter of said section 26; thence south eighty-nine degrees thirty-six minutes no seconds west one hundred and fifty-five and twenty-two one-hundredths feet to a point in the easterly boundary of State Highway 209; thence along said easterly boundary and along the arc of a curve to the right with a radius of one thousand one hundred and sixteen and twenty-eight one-hundredths feet (the long chord bears north two degrees thirty-eight minutes fifty-three seconds east eighty and seventy-five one-hundredths feet) for a distance of eighty and seventy-seven one-hundredths feet; thence continuing along said easterly boundary north four degrees forty-three minutes fifteen seconds east five hundred and twenty-nine and nineteen one-hundredths feet; thence leaving said easterly boundary north eighty-nine degrees thirty-six minutes no seconds east one hundred and eight and fifty-eight one-hundredths feet to the point of beginning.

There shall be reserved to the United States in the conveyance of the land described all oil, gas, coal, and other mineral deposits in the land, including all materials determined pursuant to section 5 (b) (1) of the Atomic Energy Act of 1946 (60 Stat. 761), to be peculiarly essential to the production of fissionable material, together with the right to prospect for, mine, and remove the same.

SEC. 2. The land conveyed pursuant to the provisions of this Act shall be used only for public-school purposes, and the conveyance herein authorized shall be made upon the express condition that if the land is abandoned for such use for a period of two years or more or if the land shall be used for other purposes, the conveyance shall be held to be forfeited and the title shall revert to the United States. The Secretary of the Interior is hereby authorized to determine the facts and declare such forfeiture and reversion and such determination and declaration shall be final and conclusive: *Provided*, That the Churntown Elementary School District of California shall pay 50 per centum of the appraised value of the property as determined by the United States Department of the Interior.

Approved April 25, 1949.

Mineral deposits reserved by U. S.

42 U. S. C. § 1805 (b) (1).

Restriction on use of land.

[CHAPTER 92]

AN ACT

April 25, 1949
[H. R. 779]
[Public Law 55]

To amend title 28 of the United States Code to provide additional time for bringing suit against the United States in the case of certain tort claims, and for other purposes.

Title 28, United States Code, amendments.
62 Stat. 971.
28 U. S. C., Supp. II, § 2401 (b).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 2401 (b) of title 28 of the United States Code is hereby amended to read as follows: "A tort claim against the United States shall be forever barred unless action is begun within two years after such claim accrues or within one year after the date of enactment of this amendatory sentence, whichever is later, or unless, if it is a claim not exceeding \$1,000, it is presented in writing to the appropriate Federal agency within two years after such claim accrues or within one year after the date of enactment of this amendatory sentence, whichever is later."

62 Stat. 933.
28 U. S. C., Supp. II, § 1346 (b).
Post, p. 101.
62 Stat. 982.
28 U. S. C., Supp. II, §§ 2671-2680.
Post, pp. 106, 107, 444.

SEC. 2. (a) Section 1346 (b) of title 28 of the United States Code is hereby amended to read as follows:

"(b) Subject to the provisions of chapter 171 of this title, the district courts, together with the District Court for the Territory of Alaska, the United States District Court for the District of the Canal Zone and the District Court of the Virgin Islands, shall have exclusive jurisdiction of civil actions on claims against the United States, for money damages, accruing on and after January 1, 1945, for injury or loss of property, or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the law of the place where the act or omission occurred."

62 Stat. 933.
28 U. S. C., Supp. II, § 2672.
Post, p. 106.

(b) The first paragraph of section 2672 of title 28 of the United States Code is hereby amended to read as follows:

"The head of each Federal agency, or his designee for the purpose, acting on behalf of the United States, may consider, ascertain, adjust, determine, and settle any claim for money damages of \$1,000 or less against the United States accruing on and after January 1, 1945, for injury or loss of property or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the law of the place where the act or omission occurred."

Approved April 25, 1949.

[CHAPTER 93]

AN ACT

May 6, 1949
[H. R. 4152]
[Public Law 56]

To approve repayment contracts negotiated with the Bitter Root irrigation district, the Shasta View irrigation district, the Okanogan irrigation district, the Willwood irrigation district, the Uncompahgre Valley Water Users' Association, and the Kittitas reclamation district, to authorize their execution, and for other purposes.

Irrigation districts.
Approval of repayment contracts.

53 Stat. 1192.
43 U. S. C. § 485f
(a), (c).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the contracts referred to in sections 2 to 7, inclusive, of this Act, which have been negotiated by the Secretary of the Interior and reported on as provided in subsections (a) and (c) of section 7 of the Reclamation Project Act of 1939 (53 Stat. 1187), are hereby approved and the

Secretary is hereby authorized to execute them on behalf of the United States.

BITTER ROOT PROJECT, MONTANA

SEC. 2. The contract dated September 16, 1948, with the Bitter Root irrigation district.

(a) The Act of July 3, 1930 (46 Stat. 852), entitled "An Act for the rehabilitation of the Bitter Root irrigation project, Montana", and the Act of August 26, 1935 (49 Stat. 799), amending that Act, are hereby repealed.

Repeal.

KLAMATH PROJECT, OREGON

SEC. 3. The contract dated August 20, 1948, with the Shasta View irrigation district.

OKANOGAN PROJECT, WASHINGTON

SEC. 4. The contract dated September 20, 1948, with the Okanogan irrigation district.

(a) The Act of May 25, 1928 (45 Stat. 739), entitled "An Act to authorize the Secretary of the Interior to transfer the Okanogan project, in the State of Washington, to the Okanogan irrigation district upon payment of charges stated", is hereby repealed.

Repeal.

SHOSHONE PROJECT, WYOMING

SEC. 5. The contract with the Willwood irrigation district which was approved by the electors of said district on December 18, 1948.

(a) The construction charge obligation in the amount of \$9,843 on account of eighty-five and eighty-three one-hundredths acres of land classified in a paying class under the Act of December 5, 1924, and found to be permanently unproductive under the reclassification of lands to be approved under said contract shall be deducted from the contractual obligation of said Willwood irrigation district.

43 Stat. 672, 701.
43 U. S. C. § 371 *et seq.*

(b) The construction charge obligation on account of two hundred thirty-six and eighty-five one-hundredths acres of land classified under the Act of December 5, 1924, as productive and found to be of insufficient productive power to be continued in a paying class under the reclassification of lands to be approved under said contract shall be suspended until the Secretary of the Interior shall declare them to be of sufficient productive power properly to be placed in the paying class. While said lands are so classified as temporarily unproductive and the construction charge obligation on account of them is suspended, water for irrigation purposes may be furnished upon payment of the usual operation and maintenance charges or such other charges as may be fixed by the Secretary of the Interior, the advance payment of which may be required in the discretion of the said Secretary. Should said lands temporarily classified as unproductive, or any of them in the future, be found by the Secretary of the Interior to be permanently unproductive, the construction charge obligation on account of them shall be charged off as a permanent loss to the reclamation fund at the per acre rates originally announced for the tracts, including any such lands in the public orders affecting such tracts.

Suspension of construction charge obligation.

43 Stat. 672, 701.
43 U. S. C. § 371 *et seq.*

Water for irrigation purposes.

UNCOMPAHGRE PROJECT, COLORADO

SEC. 6. The contract dated December 13, 1948, with the Uncompahgre Valley Water Users' Association.

(a) The June 1948 report of the Secretary of the Interior on the reclassification of the land of the Uncompahgre project, made in

44 Stat. 647.
 43 U. S. C. § 423b.
 53 Stat. 1192.
 43 U. S. C. § 485g.
 43 U. S. C. §§ 424-424e.
 Sale of public lands.

accordance with the provisions of section 43 of the Act of May 25, 1926 (44 Stat. 636), as amended by the Act of April 23, 1930 (46 Stat. 249), and of section 8 of the Act of August 4, 1939 (53 Stat. 1187), is approved.

(b) The provisions of the Act of May 16, 1930 (46 Stat. 367), are hereby extended to authorize the sale of vacant public lands as reclassified and listed in the report on the reclassification approved by subsection (a) of this section.

(c) The Secretary is authorized to cancel, modify, or take such other action as he deems appropriate with respect to water-right applications now or hereafter executed and approved on the Uncompahgre project.

(d) All costs and expenses incurred by the United States in making the land reclassification, in negotiating and completing the said contract and in making all studies and investigations in connection therewith, are hereby made nonreimbursable.

YAKIMA PROJECT, WASHINGTON

SEC. 7. The contract dated January 20, 1949, with the Kittitas reclamation district.

Reclassification of lands.

(a) The Secretary's reclassification of the lands of the Kittitas Division, Yakima project, in the following classes: Paying classes (classes 1, 2, and 3), temporarily unproductive (class 5), and permanently unproductive (class 6), all as more fully described by the report entitled "Land Classification, 1944 (as amended in 1948)—Kittitas Division, Yakima Project", is approved.

(b) Subject to the limitations of the said contract as it may be hereafter amended, the Secretary is hereby authorized to make from time to time the following further classifications and reclassifications of the lands of the Kittitas Division on the basis of the classification standards outlined in the report referred to in (a) of this section:

- (1) To reclassify class 5 land as paying land or as class 6 land.
- (2) To classify lands not heretofore placed in any of the established classifications.

No classifications or reclassifications of any of the lands of the Kittitas Division by or under the authority of this Act shall be construed, however, as affecting or authorizing any reduction in the district's construction charge obligation as defined in the said contract.

Repeal.

(c) All except the first sentence of the paragraph under the subheading "Yakima project (Kittitas Division), Washington:", under the heading "Bureau of Reclamation", of the Act of March 3, 1925 (43 Stat. 1141, 1170), are hereby repealed.

53 Stat. 1187.
 43 U. S. C. § 485k.

SEC. 8. This Act is declared to be a part of the Federal reclamation laws as these are defined in the Reclamation Project Act of 1939.

Approved May 6, 1949.

[CHAPTER 94]

AN ACT

May 6, 1949
 [H. R. 1401]
 [Public Law 57]

Relating to the disposition of certain recreational demonstration project lands by the State of Michigan to the Mount Hope Cemetery Association of Waterloo, Michigan.

Mount Hope Cemetery Association, Waterloo, Mich.
 Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding section 3 of the Act entitled "An Act to authorize the disposition of recreational demonstration projects, and for other purposes", approved June 6, 1942 (56 Stat. 326; 16 U. S. C. sec. 459t), the State of Michigan is hereby authorized to convey the following-described

lands in Jackson County, Michigan, to the Mount Hope Cemetery Association of Waterloo, Michigan: Block 44, village of Waterloo, section 36, township 1 south, range 2 east, of the Michigan meridian. Any conditions providing for a reversion of title to the United States that may be contained in the conveyance of such lands by the United States to the State of Michigan are hereby released as to the lands herein authorized to be transferred.

Approved May 6, 1949.

[CHAPTER 95]

AN ACT

To establish the grade of General of the Air Force, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby established in the United States Air Force the grade of General of the Air Force.

SEC. 2. The grade of any individual transferred in the grade of General of the Army from the Regular Army to the United States Air Force, pursuant to the National Security Act of 1947 (Act of July 26, 1947; 61 Stat. 695), is herewith redesignated "General of the Air Force".

SEC. 3. Nothing herein shall be construed as appointing any individual to a new or different office or to alter or prejudice the status of any individual concerned so as to deprive him of any pay or allowances, rights, benefits, or privileges to which he may be entitled under existing law.

Approved May 7, 1949.

May 7, 1949
[S. 796]
[Public Law 58]

General of the Air
Force.

61 Stat. 495.
5 U. S. C., Supp. II,
§ 171 note.
Ante, p. 30; *post*,
p. 578.
Status.

[CHAPTER 96]

AN ACT

To increase the fees of witnesses in the United States courts and before United States commissioners, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1821 of title 28, United States Code, is hereby amended to read as follows:

"SEC. 1821. Per diem and mileage generally; subsistence. A witness attending in any court of the United States or before a United States commissioner or person taking his deposition pursuant to any order of a court of the United States, shall receive \$4 for each day's attendance and for the time necessarily occupied in going to and returning from the same, and 7 cents per mile for going from and returning to his place of residence. Witnesses who are not salaried employees of the Government and who are not in custody and who attend at points so far removed from their respective residence as to prohibit return thereto from day to day shall be entitled to an additional allowance of \$5 per day for expenses of subsistence including the time necessarily occupied in going to and returning from the place of attendance: *Provided*, That in lieu of the mileage allowance provided for herein, witnesses who are required to travel between the Territories, possessions, or to and from the continental United States, shall be entitled to the actual expenses of travel at the lowest first-class rate available at the time of reservation for passage, by means of transportation employed: *Provided further*, That this section shall not apply to Alaska."

Approved May 10, 1949.

81939°—50—PT. I—5

May 10, 1949
[S. 635]
[Public Law 59]

Title 28, United
States Code, amend-
ment.
62 Stat. 950.
28 U. S. C., Supp.
II, § 1821.
Post, p. 103.

Nonapplicability.

[CHAPTER 98]

AN ACT

May 11, 1949
[H. R. 1741]
[Public Law 60]

To authorize the establishment of a joint long-range proving ground for guided missiles, and for other purposes.

Joint long-range
proving ground for
guided missiles.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Air Force is hereby authorized to establish a joint long-range proving ground for guided missiles and other weapons by the construction, installation, or equipment of temporary or permanent public works, including buildings, facilities, appurtenances, and utilities, within or without the continental limits of the United States, for scientific study, testing, and training purposes by the Departments of the Army, Navy, and Air Force.

Acquisition of lands,
etc.

SEC. 2. The Secretary of the Air Force is authorized in discharging the authority given in the preceding section to make surveys, to acquire lands and rights or other interests pertaining thereto, including the temporary use thereof, by donation, purchase, exchange of Government-owned lands, or otherwise, without regard to section 3648, Revised Statutes, as amended. Prior to the acquisition under the authority of this section of any lands or rights or other interests pertaining thereto, the Secretary of the Air Force shall come into agreement with the Armed Services Committees of the Senate and the House of Representatives with respect to the acquisition of such lands, rights, or other interests.

Appropriation au-
thorized.
Post, p. 876.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, not to exceed \$75,000,000 to carry out the purposes of sections 1 and 2 of this Act.

Transfer of author-
ity.

SEC. 4. The Secretary of Defense is authorized, in his discretion, to transfer to the Secretary of the Army or the Secretary of the Navy, and to retransfer from either of such Secretaries to the other or to the Secretary of the Air Force, all, or any part of, the authority granted by sections 1 and 2 of this Act; and, in connection with any such transfer or retransfer, to transfer all or any part of the funds available for the establishment and support of the joint long-range proving ground for guided missiles and other weapons. The Secretary of Defense is further authorized to permit, to the extent that he may deem appropriate, the Secretaries of the Army, the Navy, and the Air Force to contribute, with or without reimbursement, to the establishment and support of the joint long-range proving ground for guided missiles authorized by this Act, by the loan, assignment, or transfer of personnel, supplies, equipment, and services.

Approved May 11, 1949.

[CHAPTER 100]

AN ACT

May 12, 1949
[S. 270]
[Public Law 61]

To change the name of Culbertson Dam on the Republican River in the State of Nebraska to "Trenton Dam" and to name the body of water arising behind such dam "Swanson Lake".

Trenton Dam and
Swanson Lake.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the dam under construction on the Republican River in the State of Nebraska, heretofore known, designated, and referred to as "Culbertson Dam", shall hereafter be designated and referred to as "Trenton Dam". Any law, regulation, document, or record of the United States in which such dam is designated or referred to under and by the name "Culbertson Dam" shall be held and considered to refer to such dam under and by the name of "Trenton Dam". The body of water arising behind

such dam shall hereafter be designated and referred to as "Swanson Lake" in commemoration of Carl H. Swanson.

Approved May 12, 1949.

[CHAPTER 101]

JOINT RESOLUTION

Making temporary appropriations for the fiscal year 1949, and for other purposes.

May 12, 1949
[H. J. Res. 226]
[Public Law 62]

Temporary appro-
priations, 1949.

Post, p. 76.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there are hereby appropriated, out of any moneys in the Treasury not otherwise appropriated, and out of applicable corporate or other revenue, receipts, and funds, such amounts as may be necessary to permit Government departments, agencies, and corporations for which appropriations or other funds would be made available by the First Deficiency Appropriation Act, 1949 (H. R. 2632), as passed by the House of Representatives on February 16, 1949, or as passed by the Senate on April 13, 1949, to carry out their functions, until the approval of said Act, at the rate which would be provided for in appropriations, funds, or other authority granted by said Act: *Provided*, That in any case where the amount which would be made available under said Act as passed by the House of Representatives is different from the amount which would be made available under the Act as passed by the Senate, the rate herein provided for shall be based on the lesser amount: *Provided further*, That expenditures hereunder shall be charged to the appropriate appropriation or fund contained in the aforesaid Act (H. R. 2632) when it becomes law: *Provided further*, That no funds appropriated pursuant to this paragraph shall be used for salaries and expenses of a person in any of the following positions in the Bureau of Reclamation, or of any person who performs the duties of any such position, who is not a qualified engineer with at least five years' engineering and administrative experience: (1) Commissioner of Reclamation; (2) Assistant Commissioner of Reclamation; and (3) Regional Director of Reclamation.

Restriction on use
of funds.

Approved May 12, 1949.

[CHAPTER 123]

AN ACT

To exempt artificial limbs from duty if imported for personal use and not for sale.

May 17, 1949
[H. R. 3932]
[Public Law 63]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title II of the Tariff Act of 1930 (relating to the free list) is hereby amended by adding at the end thereof the following new paragraph:

Tariff Act of 1930,
amendment,
46 Stat. 672.
19 U. S. C. § 1201;
Supp. II, § 1201.

"PAR. 1816. Artificial limbs and limb braces imported solely for the personal use of a specified person and not for sale otherwise than for the use of such person."

Approved May 17, 1949.

[CHAPTER 124]

JOINT RESOLUTION

To authorize the cancellation and release of an agreement dated December 31, 1923, entered into between the Port of Seattle and the United States of America, represented by the United States Shipping Board acting through the United States Shipping Board Emergency Fleet Corporation.

May 17, 1949
[H. J. Res. 91]
[Public Law 64]

Whereas the Port of Seattle purchased and acquired by deed from the United States of America, represented by the United States Shipping Board, certain real property located in the city of Seattle,

county of King, State of Washington, and referred to as the Skinner and Eddy Site Numbered 2; and

Whereas at the time the deed to said property was delivered to the Port of Seattle the purchase price therefor had not been paid; and

Whereas an agreement was entered into contemporaneously with the transfer of said deed, which said agreement granted to the United States of America certain privileges; and

Whereas said agreement provides that all vessels then or thereafter belonging to the United States of America or any agency or agencies of the United States of America may be moored alongside the premises conveyed pursuant to said deed free of charge; and

Whereas said agreement also provides that the Port of Seattle agrees to give free dockage to all Government-owned vessels at any of the terminals belonging to or controlled by said port; and

Whereas said port is desirous of being released from the provisions of the agreement dated December 31, 1923; and

Whereas the United States of America has used a portion of the premises herein referred to for the mooring of vessels and has in addition thereto constructed pier 39 thereon and has excluded the port from any and all uses of the pier property and abutting facilities; and

Whereas the United States Government is still desirous of continuing the present use of that portion of the property upon which pier 39 is located together with certain other properties and facilities; and

Whereas the Port of Seattle is willing and agrees to enter into an agreement with the United States Government with respect to the continued use of this property: Now, therefore, be it

Port of Seattle.
Cancellation of
agreement.

Continuation of use
of pier 39.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army, acting on behalf of the United States, is hereby authorized to negotiate for and enter into an agreement for such period and on such terms and conditions as he deems advisable for the continuing use by the United States of the property on which pier 39 and its appurtenant facilities are located and that the Attorney General, or his duly authorized representative, acting on behalf of the United States, upon notification that such an agreement has been entered into, is hereby authorized and directed to execute the necessary document or documents to release and cancel that certain agreement entered into on the 31st day of December 1923, by and between the Port of Seattle, a municipal corporation, and the United States of America, represented by the United States Shipping Board, acting by and through the United States Shipping Board Emergency Fleet Corporation, a corporation organized and existing under the laws of the United States for the District of Columbia, which said agreement was recorded on the 17th day of March 1924, in the office of the King County auditor in the State of Washington under volume 54 of chattel mortgages, page 614, and volume 887 of real property mortgages, page 448, bearing file number 1844599.

Approved May 17, 1949.

[CHAPTER 127]

AN ACT

May 19, 1949
[H. R. 2440]
[Public Law 65]

To authorize the Public Housing Commissioner to sell the suburban resettlement projects known as Greenbelt, Maryland; Greendale, Wisconsin; and Greenhills, Ohio, without regard to provisions of law requiring competitive bidding or public advertising.

Sale of Greenbelt,
Md., Greendale, Wis.,
and Greenhills, Ohio.
41 U. S. C. § 6.
Post, p. 403.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of section 3709, as amended, of the Revised Statutes

of the United States, or any other provision of law, the Public Housing Commissioner is hereby authorized, by means of negotiated sale or sales and without competitive bidding or public advertising, to sell and convey, at fair market value as determined by him on the basis of an appraisal made by an independent real-estate expert selected by the Commissioner and subject to such terms and conditions as he may determine to be in the best public interest, to such purchaser or purchasers as he deems to be responsible, all right, title, and interest of the United States in or to all or any part of the suburban resettlement projects known as Greenbelt, Maryland; Greendale, Wisconsin; and Greenhills, Ohio (including improved and unimproved lands, war housing constructed on lands of or adjacent to said suburban resettlement projects, and personal property used in connection with said projects or housing): *Provided, however*, That the Public Housing Commissioner shall, during such period as he deems to be reasonable, give a first preference in such negotiated sale or sales to veteran groups organized on a nonprofit basis (provided that any such group shall accept as a member of its organization, on the same terms, subject to the same conditions, and with the same privileges and responsibilities, required of, and extended to other members of the group, any tenant occupying a dwelling unit in such project at any time during such period as the Commissioner shall deem appropriate, starting on the effective date of this Act, and who shall be a tenant therein at the time of making application for such membership), and may sell to such groups at fair market value (as determined by him on the basis stated above) or at cost (as determined by him, including the apportioned cost of structures, lands, appurtenances, and personal property transferred, together with the apportioned share of the cost of all utilities and other facilities provided for and common to the project of which any property being sold is a part), whichever is lower, except, however, that in the event two or more such groups desire to purchase any such project they shall be required to submit sealed bids therefor and the award shall be made on the basis of the highest acceptable monetary return to the Government: *And provided further*, That evidence is furnished to the Commissioner, satisfactory to him, that the compensation paid or to be paid for organizing such groups, for negotiating the purchase of such property, and for financing such purchase is fair in relation to the purchase price and reasonable on the basis of time effectively devoted to such services on a professional or similar basis: *And provided further*, That in the event of a sale other than for cash, the Commissioner shall require a down payment of at least 10 per centum of the total purchase price, the balance to be amortized over a period of not more than twenty-five years, the unpaid balance to bear interest at the rate of 4 per centum per annum and the payment of any unpaid balance to be secured by a first mortgage or deed of trust against the properties sold. The Commissioner is authorized, as a condition of any sale hereunder, to transfer, or to require the transfer or an agreement for the transfer of, streets, roads, public buildings, federally owned utilities, playgrounds, swimming pools, and parks, including adequate open land surrounding or adjacent to each project, to the appropriate non-Federal governmental agency, at such times, to such an extent, and upon such terms and conditions as he shall determine to be in the public interest.

SEC. 2. As used in this Act, (1) the term "veteran" means any person who shall have served in the active military or naval service of the United States at any time on or after September 16, 1940, and prior to July 26, 1947, and who shall have been discharged or released from active service under conditions other than dishonorable, and

Veteran preference.

Down payment.

Transfer of buildings, etc.

"Veteran."

"Groups organized on a nonprofit basis."

(2) the term "groups organized on a nonprofit basis" shall include but not be limited to, mutual ownership or cooperative housing associations or limited dividend corporations which by the terms of their charters and bylaws have limited their rate of return to a rate no higher than the Public Housing Commissioner deems reasonable and necessary.

Approved May 19, 1949.

[CHAPTER 128]

JOINT RESOLUTION

May 19, 1949
[S. J. Res. 42]
[Public Law 66]

Granting the consent and approval of Congress to an interstate compact relating to the better utilization of the fisheries (marine, shell, and anadromous) of the Gulf Coast and creating the Gulf States Marine Fisheries Commission.

Gulf States Marine
Fisheries Compact.
Consent of Congress.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to any two or more of the States of Alabama, Florida, Louisiana, Mississippi, and Texas to enter into, the following compact and agreement relating to the better utilization of the fisheries (marine, shell, and anadromous) of the Gulf Coast and creating the Gulf States Marine Fisheries Commission. The compact reads as follows:

GULF STATES MARINE FISHERIES COMPACT

The contracting states solemnly agree:

ARTICLE I

Whereas the Gulf Coast states have the proprietary interest in and jurisdiction over fisheries in the waters within their respective boundaries, it is the purpose of this compact to promote the better utilization of the fisheries, marine, shell and anadromous, of the seaboard of the Gulf of Mexico, by the development of a joint program for the promotion and protection of such fisheries and the prevention of the physical waste of the fisheries from any cause.

ARTICLE II

1 Stat. 15.

This compact shall become operative immediately as to those states ratifying it whenever any two or more of the states of Florida, Alabama, Mississippi, Louisiana and Texas have ratified it and the Congress has given its consent subject to Article 1, Section 10, of the Constitution of the United States. Any state contiguous to any of the aforementioned states or riparian upon waters which flow into waters under the jurisdiction of any of the aforementioned states and which are frequented by anadromous fish or marine species may become a party hereto as hereinafter provided.

ARTICLE III

Gulf States Marine
Fisheries Commission.

Each state joining herein shall appoint three representatives to a commission hereby constituted and designated as the Gulf States Marine Fisheries Commission. One shall be the head of the administrative agency of such state charged with the conservation of the fishery resources to which this compact pertains or, if there be more than one officer or agency, the official of that state named by the governor thereof. The second shall be a member of the legislature of such state designated by such legislature or in the absence of such designation, such legislator shall be designated by the governor

thereof, provided that if it is constitutionally impossible to appoint a legislator as a commissioner from such state, the second member shall be appointed in such manner as may be established by law. The third shall be a citizen who shall have a knowledge of and interest in the marine fisheries, to be appointed by the governor. This commission shall be a body corporate with the powers and duties set forth herein.

ARTICLE IV

The duty of the said commission shall be to make inquiry and ascertain from time to time such methods, practices, circumstances and conditions as may be disclosed for bringing about the conservation and the prevention of the depletion and physical waste of the fisheries, marine, shell and anadromous, of the Gulf Coast. The commission shall have power to recommend the coordination of the exercise of the police powers of the several states within their respective jurisdiction to promote the preservation of these fisheries and their protection against overfishing, waste, depletion or any abuse whatsoever and to assure a continuing yield from the fishery resources of the aforementioned states. To that end the commission shall draft and recommend to the governors and legislatures of the various signatory states, legislation dealing with the conservation of the marine, shell and anadromous fisheries of the Gulf seaboard. The commission shall from time to time present to the governor of each compacting state its recommendations relating to enactments to be presented to the legislature of that state in furthering the interest and purposes of this compact. The commission shall consult with and advise the pertinent administrative agencies in the states party hereto with regard to problems connected with the fisheries and recommend the adoption of such regulations as it deems advisable. The commission shall have power to recommend to the states party hereto the stocking of the waters of such states with fish and fish eggs or joint stocking by some or all of the states party hereto and when two or more states shall jointly stock waters the commission shall act as the coordinating agency, for such stocking.

ARTICLE V

The commission shall elect from its number a chairman and vice-chairman and shall appoint and at its pleasure remove or discharge such officers and employees as may be required to carry the provisions of this compact into effect and shall fix and determine their duties, qualifications and compensation. Said commission shall adopt rules and regulations for the conduct of its business. It may establish and maintain one or more offices for the transaction of its business and may meet at any time or place but must meet at least once a year.

ARTICLE VI

No action shall be taken by the commission in regard to its general affairs except by the affirmative vote of a majority of the whole number of compacting states. No recommendation shall be made by the commission in regard to any species of fish except by the affirmative vote of a majority of the compacting states which have an interest in such species. The commission shall define what shall be an interest.

ARTICLE VII

The Fish and Wildlife Service of the Department of the Interior of the Government of the United States shall act as the primary

Fish and Wildlife
Service to act as re-
search agency.

research agency of the Gulf States Marine Fisheries Commission cooperating with the research agencies in each state for that purpose. Representatives of the said Fish and Wildlife Service shall attend the meetings of the commission. An advisory committee to be representative of the commercial salt water fisherman and the salt water anglers and such other interest of each state as the commissioners deem advisable may be established by the commissioners from each state for the purpose of advising those commissioners upon such recommendations as it may desire to make.

ARTICLE VIII

Anie, p. 70.

When any state other than those named specifically in Article II of this compact shall become a party hereto for the purpose of conserving its anadromous fish or marine species in accordance with the provisions of Article II, the participation of such state in the action of the commission shall be limited to such species of fish.

ARTICLE IX

Nothing in this compact shall be construed to limit or add to the powers or the proprietary interest of any signatory state or to repeal or prevent the enactment of any legislation or the enforcement of any requirement by a signatory state imposing additional conditions and restrictions to conserve its fisheries.

ARTICLE X

1 Stat. 15.

It is agreed that any two or more states party hereto may further amend this compact by acts of their respective legislatures subject to approval of Congress as provided in Article I Section 10 of the Constitution of the United States, to designate the Gulf States Marine Fisheries Commission as a joint regulating authority for the joint regulation of specific fisheries affecting only such states as shall so compact, and at their joint expense. The representatives of such states shall constitute a separate section of the Gulf States Marine Fisheries Commission for the exercise of the additional powers so granted but the creation of such section shall not be deemed to deprive the states so compacting of any of their privileges or powers in the Gulf States Marine Fisheries Commission as constituted under the other articles of this compact.

ARTICLE XI

Continued absence of representation or of any representative on the commission from any state party hereto shall be brought to the attention of the governor thereof.

ARTICLE XII

The operating expenses of the Gulf States Marine Fisheries Commission shall be borne by the states party hereto. Such initial appropriations as are set forth below shall be made available yearly until modified as hereinafter provided:

Florida	\$3,500.00
Alabama	1,000.00
Mississippi	1,000.00
Louisiana	5,000.00
Texas	2,500.00
Total	\$13,000.00

The proration and total cost per annum of thirteen thousand (\$13,000.00) dollars, above mentioned, is estimative only, for initial operations, and may be changed when found necessary by the commission and approved by the legislatures of the respective states. Each state party hereto agrees to provide in the manner most acceptable to it, the travel costs and necessary expenses of its commissioners and other representatives to and from meetings of the commission or its duly constituted sections or committees.

ARTICLE XIII

This compact shall continue in force and remain binding upon each compacting state until renounced by act of the legislature of such state, in such form as it may choose; provided that such renunciation shall not become effective until six months after the effective date of the action taken by the legislature. Notice of such renunciation shall be given to the other states party thereto by the secretary of state of the compacting state so renouncing upon passage of the act.

Approved May 19, 1949.

[CHAPTER 133]

AN ACT

To provide that all employees of the Veterans' Canteen Service shall be paid from funds of the Service, and for other purposes.

May 21, 1949

[S. 1186]

[Public Law 67]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsections (d) and (e) of section 2 of the Act of August 7, 1946 (60 Stat. 888, 38 U. S. C. 13a), are amended to read as follows:

Veterans' Canteen Service.

"(d) To transfer to the Service without charge, rental, or reimbursement such necessary equipment as may not be needed for other purposes, and furnish the Service such services and utilities, including light, water, and heat, as may be available and necessary for its use: *Provided*, That reasonable charges, to be determined by the Administrator, shall be paid annually by the Service for the utilities so furnished.

Equipment and utilities.

"(e) To employ such persons as are necessary for the establishment, maintenance, and operation of the Service, and to pay the salaries, wages, and expenses of all such employees from the funds of the Service. Such personnel shall be excluded from the determinations and reports required by section 607 of the Federal Employees Pay Act of 1945, as amended (5 U. S. C. 947), with respect to personnel ceilings. Personnel necessary for the transaction of the business of the Service at canteens, warehouses, and storage depots shall be appointed, compensated from funds of the Service, and removed by the Administrator without regard to civil-service laws and the Classification Act of 1923, as amended: *Provided*, That such employees shall be subject to the Veterans' Preference Act of 1944, the Civil Service Retirement Acts, and laws administered by the Bureau of Employees Compensation applicable to civilian employees of the United States."

Personnel.

59 Stat. 304.
5 U. S. C., Supp. II,
§ 947 note.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.
58 Stat. 387.
5 U. S. C. §§ 851-869;
Supp. II, § 851 *et seq.*

SEC. 2. Section 2 of the Act of August 7, 1946 (60 Stat. 888, 38 U. S. C. 13a), is amended by adding a new subsection (k) at the end thereof as follows:

"(k) To authorize the use of funds of the Service when available, subject to such regulations as he may deem appropriate, and without regard to the provisions of sections 3639 and 3651, Revised Statutes

Use of funds for
cashing checks, etc.

of the United States, as amended (31 U. S. C. 521, 543), for the purpose of cashing checks, money orders, and similar instruments in nominal amounts for the payment of money presented by veterans hospitalized or domiciled at hospitals and homes of the Veterans' Administration, and by other persons authorized by section 3 of this Act to make purchases at canteens. Such checks, money orders, and other similar instruments may be cashed outright or may be accepted, subject to strict administrative controls, in payment for merchandise or services, and the difference between the amount of the purchase and the amount of the tendered instrument refunded in cash."

38 U. S. C., Supp.
II, § 13c note.
Appropriations au-
thorized.

SEC. 3. Section 4 of the Act of August 7, 1946 (60 Stat. 889, 38 U. S. C. 13c), is amended to read as follows:

"SEC. 4. To finance the establishment, maintenance, and operation of the Service there is hereby authorized to be appropriated from time to time such amounts as are necessary to provide for (a) the acquisition of necessary furniture, furnishings, fixtures, and equipment for the establishment, maintenance, and operation of canteens, warehouses, and storage depots; (b) stocks of merchandise and supplies for canteens and reserve stocks of same in warehouses and storage depots; (c) salaries, wages, and expenses of all employees; (d) administrative and operation expenses and premiums on fidelity bonds of employees; and (e) adequate working capital for each canteen and for the Service as a whole. Amounts heretofore or hereafter appropriated under the authority contained in this Act, as amended, and all income from canteen operations become and will be administered as a revolving fund to effectuate the provisions of this Act, as amended."

Effective date.

SEC. 4. The provisions of this Act shall take effect on the 1st day of July 1949.

Approved May 21, 1949.

[CHAPTER 134]

AN ACT

May 23, 1949
[S. 460]

[Public Law 68]

To authorize the Administrator of Veterans' Affairs to reconvey to the Helena Chamber of Commerce certain described parcels of land situated in the city of Helena, Montana.

Chamber of Com-
merce, Helena, Mont.
Reconveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is authorized to reconvey by quitclaim deed to the Helena Chamber of Commerce, a corporation, two parcels of land in Helena, Montana, commonly designated as lot numbered 10 and the south 55 feet of lot numbered 9 of the Henry Thompson placer mining claim in Lewis and Clark County, Montana, which parcels were conveyed to the United States of America by the Helena Chamber of Commerce by deed dated February 7, 1947, and recorded among the land records of said county, in Book 140 of Deeds at page 63.

Approved May 23, 1949.

[CHAPTER 135]

AN ACT

May 23, 1949
[S. 461]

[Public Law 69]

To clarify the provisions of section 602 (u) of the National Service Life Insurance Act of 1940, as amended.

National Service
Life Insurance Act of
1940, amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 602 (u) of the National Service Life Insurance Act of 1940, as amended, as

added by section 9 of the Act of August 1, 1946 (60 Stat. 786; 38 U. S. C. 802 (u)), is hereby amended to read as follows:

“(u) With respect to insurance maturing on or subsequent to the date of enactment of the Insurance Act of 1946, in any case in which the beneficiary is entitled to a lump-sum settlement but elects some other mode of settlement and dies before receiving all the benefits due and payable under such mode of settlement, the present value of the remaining unpaid amount shall be payable to the estate of the beneficiary; and in any case in which no beneficiary is designated by the insured, or the designated beneficiary does not survive the insured, or a designated beneficiary not entitled to a lump-sum settlement survives the insured, and dies before receiving all the benefits due and payable, the commuted value of the remaining unpaid insurance (whether accrued or not) shall be paid in one sum to the estate of the insured: *Provided*, That in no event shall there be any payment to the estate of the insured or of the beneficiary of any sums unless it is shown that any sums paid will not escheat.”

Approved May 23, 1949.

Lump-sum settle-
ment.
60 Stat. 781.
38 U. S. C. §§ 512d,
801, 802, 807, 808, 816,
817; Supp. II, § 802.

[CHAPTER 136]

AN ACT

To protect scenic values along Oak Creek Canyon and certain tributaries thereof within the Coconino National Forest, Arizona.

May 24, 1949
[S. 812]
[Public Law 70]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter mining locations made under the mining laws of the United States within the following-described lands within the Coconino National Forest, Coconino County, Arizona: Sections 14, 15, 19, 20, 22, 27, 28, 29, 34, of township 19 north, range 6 east; and sections 4, 5, 8, 9, 16, 17, 20, 21, 22, 27, 28, 33, and 34 of township 18 north, range 6 east; and sections 1, 2, 3, 4, southeast quarter of section 8, sections 9, 10, 11, and 12 of township 17 north, range 6 east; Gila and Salt River base and meridian, shall confer on the locator the right to occupy and use so much of the surface of the land covered by the location as may be reasonably necessary to carry on prospecting, mining, and beneficiation of ores including the taking of mineral deposits and timber required by or in the mining and ore reducing operations, and no permit shall be required or charge made for such use or occupancy: *Provided, however*, That the cutting and removal of timber, except where clearing is necessary in connection with mining operations or to provide space for buildings or structures used in connection with mining operations, shall be conducted in accordance with the rules for timber cutting on adjoining national-forest land, and no use of the surface of the claim or the resources therefrom not reasonably required for carrying on mining and prospecting shall be allowed except under the national-forest rules and regulations, nor shall the locator prevent or obstruct other occupancy of the surface or use of surface resources under authority of national forest regulations, or permits issued thereunder, if such occupancy or use is not in conflict with mineral development.

Coconino National
Forest, Ariz.

Removal of timber.

SEC. 2. That hereafter all patents issued under the United States mining laws affecting lands within the above-described area shall convey title to the mineral deposits within the claim, together with the right to cut and remove so much of the mature timber therefrom as may be needed in extracting and removing and beneficiation of the mineral deposits, if the timber is cut under sound principles of forest management as defined by the national forest rules and regulations,

Mineral deposits.

Rights reserved by
U. S.

Valid mining
claims.

but each patent shall reserve to the United States all title in or to the surface of the lands and products thereof, and no use of the surface of the claim or the resources therefrom not reasonably required for carrying on mining or prospecting shall be allowed except under the rules and regulations of the Department of Agriculture.

SEC. 3. That valid mining claims within the said lands, existing on the date of the enactment of this Act, and thereafter maintained in compliance with the law under which they were initiated and the laws of the State of Arizona, may be perfected under this Act, or under the laws under which they were initiated, as the claimant may desire.

Approved May 24, 1949.

[CHAPTER 138]

AN ACT

May 24, 1949
[H. R. 2632]
[Public Law 71]

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1949, and for other purposes.

First Deficiency
Appropriation Act,
1949.
Ante, p. 67; *post*,
pp. 231, 738.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations for the fiscal year ending June 30, 1949, and for other purposes, namely:

LEGISLATIVE BRANCH

SENATE

For payment to Vera C. Bushfield, widow of Harlan J. Bushfield, late a Senator from the State of South Dakota, \$12,500.

For payment to Alice W. Broughton, widow of J. Melville Broughton, late a Senator from the State of North Carolina, \$12,500.

OFFICE OF THE VICE PRESIDENT

62 Stat. 423.

For the expense allowance of the Vice President, fiscal year 1949, from January 20 to June 30, \$4,500.

ADMINISTRATIVE AND CLERICAL ASSISTANTS TO SENATORS

62 Stat. 424.

The appropriation for administrative and clerical assistants and messenger service for Senators contained in the Legislative Branch Appropriation Act, 1949, is made available for the employment of an additional clerk at the basic rate of \$1,500 per annum by each Senator from the States of California and Virginia, the population of said States having exceeded ten million and three million, respectively.

OFFICE OF SERGEANT AT ARMS AND DOORKEEPER

62 Stat. 424.

Hereafter the basic annual rates of compensation for two clerks at \$3,480 each contained in the Legislative Branch Appropriation Act, 1949, shall be one at \$4,260 and one at \$2,700.

62 Stat. 423.

Commencing March 1, 1949, the appropriation for "Salaries of officers and employees of the Senate" contained in the Legislative Branch Appropriation Act, 1949, shall be available for the compensation of laborer in charge of private passage at \$2,280 basic per annum in lieu of laborer in charge of private passage at \$2,120.

CONTINGENT EXPENSES OF THE SENATE

62 Stat. 424.

Vice President's automobile: For an additional amount for "Vice President's automobile", fiscal year 1949, \$2,500.

Postage stamps: For additional amounts for postage stamps, for the following offices: Office of the Secretary, \$150; Office of the Sergeant at Arms, \$75; in all, fiscal year 1949, \$225.

62 Stat. 425.

Furniture: For an additional amount for furniture and repairs, fiscal year 1949, \$6,000.

62 Stat. 425.

Commencing January 20, 1949, the provisions of existing law relating to long-distance telephone calls for Senators shall be equally applicable to the Vice President of the United States.

The basic salary of the research assistant to the minority leader authorized by Senate Resolution Numbered 158, agreed to December 9, 1941, hereby is increased from \$6,000 to \$7,320 per annum.

Notwithstanding the provisions of the Treasury-Post Office Appropriation Act, 1949, the appropriation "Miscellaneous items, contingent expenses of the Senate", shall be available for purchase of new or used typewriters at prices which do not exceed prices established under the provisions of the Treasury-Post Office Appropriation Act, 1949.

62 Stat. 408.

62 Stat. 415.

HOUSE OF REPRESENTATIVES

For payment to Temple W. West, widow of Milton H. West, late a Representative from the State of Texas, \$12,500.

For payment to Lotti S. Delaney, widow of John J. Delaney, late a Representative from the State of New York, \$12,500.

For payment to Vera Bloom, daughter of Sol Bloom, late a Representative from the State of New York, \$12,500.

CONTINGENT EXPENSES OF THE HOUSE

Miscellaneous Items

Notwithstanding the provisions of the Treasury Department Appropriation Act, 1949, the appropriation for "Miscellaneous items" for the House of Representatives in the Legislative Branch Appropriation Act, 1949, shall be available for purchase of new or used typewriters at prices which do not exceed prices established under the provisions of the Treasury Department Appropriation Act, 1949.

62 Stat. 408.

62 Stat. 427.

62 Stat. 415.

JOINT COMMITTEE ON NONESSENTIAL FEDERAL EXPENDITURES

For an amount which is hereby authorized to enable the Joint Committee on Reduction of Nonessential Federal Expenditures to carry out the duties imposed upon it by section 601 of the Revenue Act of 1941 (55 Stat. 726), to remain available during the existence of the committee, \$20,000, to be disbursed by the Secretary of the Senate.

26 U. S. C. note
prec. § 3600.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDING, SENATE AND HOUSE ROOFS AND CHAMBERS

Capitol Building: For an additional amount to enable the Architect of the Capitol to carry forward the improvements affecting the House Wing of the Capitol authorized by the Second Deficiency Appropriation Act of June 27, 1940 (54 Stat. 629), as amended by the Acts of June 8, 1942 (56 Stat. 342), and July 17, 1945 (59 Stat. 472), \$2,274,500. The Architect of the Capitol is authorized to enter into contracts, including cost-plus-a-fixed-fee contracts as approved by the Special Committee on Reconstruction of House Roof and Skylights and Remodeling of House Chamber, and to make such other expenditures as may be necessary for the improvements affecting the House Wing of the Capitol authorized by such Acts, in such amounts as may be approved by the House committee appointed under section

Contract authority.

59 Stat. 472.

1 of the Act of July 17, 1945, notwithstanding the provisions of section 2 of that Act: *Provided*, That the amounts so approved by such committee may be obligated in full prior to the actual appropriation thereof.

THE JUDICIARY

MISCELLANEOUS ITEMS OF EXPENSE

FEES OF JURORS

Post, p. 870.

For an additional amount for "Fees of jurors", \$300,000.

GENERAL PROVISIONS

62 Stat. 408.

62 Stat. 329.

62 Stat. 415.

Notwithstanding the provisions of the Treasury Department Appropriation Act, 1949, appropriations in the Judiciary Appropriation Act, 1949, available for miscellaneous expenses or for salaries and expenses shall be available for purchase of new or used typewriters at prices which do not exceed prices established under the provisions of the Treasury Department Appropriation Act, 1949.

EXECUTIVE OFFICE OF THE PRESIDENT

COMPENSATION OF THE PRESIDENT

62 Stat. 177.

Ante, p. 4.

For an additional amount, fiscal year 1949, for "Compensation of the President" from January 20 to June 30, including an expense allowance at the rate of \$50,000 per annum, as authorized by Public Law 2, approved January 19, 1949, \$33,437.52.

OFFICE OF DEFENSE TRANSPORTATION

SALARIES AND EXPENSES

62 Stat. 1196.

For an additional amount for "Salaries and expenses", \$95,000; and the limitation under this head in the Supplemental Independent Offices Appropriation Act, 1949, on the amount available for travel expenses is increased from "\$54,000" to "\$65,000": *Provided*, That the appropriation under said head shall remain available until June 30, 1949: *Provided further*, That the sum of \$60,000 made available under said head exclusively for terminal leave payments shall be available for any of the purposes specified under said head.

INDEPENDENT OFFICES

DISPLACED PERSONS COMMISSION

62 Stat. 1031.

For an additional amount for "Displaced Persons Commission", \$1,200,000; and the limitation under this head in the Second Deficiency Appropriation Act, 1948, on the purchase of passenger motor vehicles, is increased from "fifteen" to "thirty-five".

FEDERAL SECURITY AGENCY

BUREAU OF EMPLOYEES' COMPENSATION

Administrative Expenses, War Claims Act

62 Stat. 1240.
50 U. S. C., Supp.
II, app. §§ 2001-2013.
Post, p. 112.

For administrative expenses necessary for performing the duties imposed upon the Federal Security Administrator by the War Claims Act of 1948 (Public Law 896, approved July 3, 1948), \$35,000, to be derived from the war claims fund created by section 13 (a) of said

Act and to be advanced to and consolidated with the appropriation for "Salaries and expenses" under the Bureau of Employees' Compensation in the Federal Security Agency Appropriation Act, 1949.

62 Stat. 1247.
50 U. S. C., Supp.
II, app. § 2012 (a).
62 Stat. 396.

Employees' Compensation Fund

For an additional amount for "Employees' compensation fund", \$3,400,000.

SOCIAL SECURITY ADMINISTRATION

Grants to States for public assistance

For an additional amount for "Grants to States for public assistance", \$151,000,000.

Grants to States for Unemployment Compensation and Employment Service Administration

For an additional amount for "Grants to States for unemployment compensation and employment service administration", \$14,000,000, of which \$4,000,000 shall be available only upon determination by the Federal Security Administrator, with the approval of the Director of the Bureau of the Budget, that increased costs have resulted either from (1) increases in work load, or (2) increases in salaries of State employees, occurring after February 1, 1949.

FEDERAL WORKS AGENCY

PUBLIC BUILDINGS ADMINISTRATION

General Accounting Office Building, District of Columbia

The contract authority provided under this head in the Second Deficiency Appropriation Act, 1948, for the construction of a building for the use of the General Accounting Office, is increased in an amount not to exceed \$2,550,000 under the revised limit of cost of \$25,400,000.

62 Stat. 1033.

Ante, p. 7.

BUREAU OF COMMUNITY FACILITIES

Maintenance and Operation of Schools

For an additional amount for "Maintenance and operation of schools", \$3,000,000; and the limitation under this head in the Second Deficiency Appropriation Act, 1948, on the amount available for administrative expenses, is increased from "\$100,000" to "\$137,500".

62 Stat. 1034.

HOUSING AND HOME FINANCE AGENCY

FEDERAL HOUSING ADMINISTRATION

The amount made available under this head in the Government Corporations Appropriation Act, 1949, for administrative expenses of the Federal Housing Administration, is increased from "\$19,000,000" to "\$23,500,000"; and the sources of funds for such administrative expenses shall include the housing investment insurance fund created by the Housing Act of 1948.

62 Stat. 1139.

62 Stat. 1230.

HOUSING EXPEDITER

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses, Office of the Housing Expediter", \$4,800,000.

Post, p. 235.

MOTOR CARRIER CLAIMS COMMISSION

SALARIES AND EXPENSES

62 Stat. 1222.
49 U. S. C., Supp.
II, § 305 note.

60 Stat. 810.
62 Stat. 1222.
49 U. S. C., Supp.
II, § 305 note.
62 Stat. 1223.
49 U. S. C., Supp.
II, § 305 note.

For expenses necessary for the Motor Carrier Claims Commission established by the Act of July 2, 1948 (Public Law 880), including personal services in the District of Columbia, travel expenses, printing and binding, and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$50,000: *Provided*, That section 6 of the aforesaid Act of July 2, 1948, as amended, is further amended by striking out the words "nine months" and inserting in lieu thereof the words "fifteen months", and section 13 of said Act, as amended, is further amended by striking out the words "nine months' period" and inserting in lieu thereof the words "fifteen months' period".

NATIONAL CAPITAL HOUSING AUTHORITY

MAINTENANCE AND OPERATION OF PROPERTIES

For an additional amount for "Maintenance and operation of properties", \$3,800.

TENNESSEE VALLEY AUTHORITY

62 Stat. 1183.

62 Stat. 1186.

For an additional amount for "Tennessee Valley Authority", \$2,950,000, to remain available until expended; and the limitation under this head in title I of the Government Corporations Appropriation Act, 1949, on the amount available for capital expenditures, is increased from "\$21,689,000" to "\$24,639,000": *Provided*, That the limitation under this head in title II of the Government Corporations Appropriation Act, 1949, on the amount available for administrative and general expenses of the Corporation, is increased from "\$3,677,000" to "\$3,988,000", and the limitation therein on the use for such purposes of funds appropriated by title I of said Act is hereby repealed.

THE TAX COURT OF THE UNITED STATES

SALARIES AND EXPENSES

62 Stat. 192.

The limitation imposed by section 104 of the Independent Offices Appropriation Act, 1949, on the amount available for travel expenses under this head, is increased from "\$20,000" to "\$26,000".

UNITED STATES MARITIME COMMISSION

VESSEL OPERATING FUNCTIONS

62 Stat. 1199.

Funds appropriated under this head in the Supplemental Independent Offices Appropriation Act, 1949, shall be available during the entire fiscal year: *Provided*, That the total obligations under this head for the fiscal year 1949 shall not exceed \$23,000,000.

VETERANS' ADMINISTRATION

NATIONAL SERVICE LIFE INSURANCE

For an additional amount for "National service life insurance", \$55,000,000, to remain available until expended.

SOLDIERS' AND SAILORS' CIVIL RELIEF

For an additional amount for "Soldiers' and sailors' civil relief", \$190,000, to remain available until expended.

VETERANS' MISCELLANEOUS BENEFITS

For an additional amount for "Veterans' miscellaneous benefits", \$44,189,000, to remain available until expended.

WAR ASSETS ADMINISTRATION

SALARIES AND EXPENSES, SPECIAL FUND

For an additional amount for "Salaries and expenses, War Assets Administration, special fund", \$13,250,000, to be derived from the special fund account in the Treasury as provided for in the First Deficiency Appropriation Act, 1946: *Provided*, That all funds appropriated under this head for the fiscal year 1949 shall be available during the entire fiscal year: *Provided further*, That notwithstanding the provisions of any other law, not to exceed \$4,000,000 of the proceeds of the disposal of surplus property or deductions from proceeds otherwise collectible as a result of the disposal of such property shall be available for such costs of renovation, restoration, rehabilitation, improvement, and repair of industrial facilities, as may be contracted for during the fiscal year 1949 if required for purposes of national defense or for the protection of the public or of private property from the effects of the operation of such facilities: *Provided further*, That the effective date for abolishing the office of the War Assets Administrator, terminating the existence of the War Assets Administration, and transferring to other Federal agencies its responsibility for disposal of property declared surplus prior to July 1, 1948, as prescribed by the Supplemental Independent Offices Appropriation Act, 1949, is hereby changed from "February 28, 1949", to "June 30, 1949", or such earlier date as may be established by legislation enacted during the first session of the Eighty-first Congress.

59 Stat. 641.

62 Stat. 1202.
50 U. S. C., Supp.
II, app. § 1614a note.
Ante, p. 6; *post*,
p. 381.

WAR CLAIMS COMMISSION

ADMINISTRATIVE EXPENSES

For expenses necessary for the War Claims Commission, including personal services in the District of Columbia; travel expenses; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and advances or reimbursements to other Government agencies for use of their facilities and services in carrying out the functions of the Commission; \$75,000, to be derived from the war claims fund created by section 13 (a) of the War Claims Act of 1948 (Public Law 896, approved July 3, 1948).

60 Stat. 810.

62 Stat. 1247.
50 U. S. C., Supp.
II, app. § 2012 (a).

PAYMENT OF CLAIMS

For payment of claims, as authorized by the War Claims Act of 1948, from funds deposited in the Treasury to the credit of the war claims fund created by section 13 (a) of said Act, such sums as may be necessary, to be available to the Secretary of the Treasury for payment of claims under sections 4 (a), 4 (b) (2), 5 (e), 6 (b), and 7 of said Act to the payees named and in the amounts stated in certifications by the War Claims Commission and the Federal Security Administrator or their duly authorized representatives, which certifications shall be in lieu of any vouchers which might otherwise be required: *Provided*, That this appropriation shall not be available for administrative expenses.

62 Stat. 1247.
50 U. S. C., Supp.
II, app. § 2012 (a).
62 Stat. 1241.
50 U. S. C., Supp.
II, app. §§ 2003 (a),
(b) (2), 2004 (e), 2005
(b), 2006.

Restriction on use
of funds.

DEPARTMENT OF AGRICULTURE

OFFICE OF INFORMATION

PRINTING AND BINDING

62 Stat. 511.

The limitation under this head in the Department of Agriculture Appropriation Act, 1949, on the amount which may be transferred to this appropriation from other appropriations of the Department of Agriculture, is increased from "\$145,000" to "\$170,500".

AGRICULTURAL RESEARCH ADMINISTRATION

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

Control of Emergency Outbreaks of Insects and Plant Diseases

For an additional amount for "Control of emergency outbreaks of insects and plant diseases", \$1,250,000.

PRODUCTION AND MARKETING ADMINISTRATION

CONSERVATION AND USE OF AGRICULTURAL LAND RESOURCES

52 Stat. 31.
7 U. S. C. §§ 1281-
1407; Supp. II, § 1282
et seq.
Post, pp. 670, 1056.
62 Stat. 525.

For an additional amount for "Conservation and use of agricultural land resources", for formulating and carrying out programs under the Agricultural Adjustment Act of 1938, as amended, including cotton and wheat marketing quota programs, \$9,734,500; and the limitation under this head in the Department of Agriculture Appropriation Act, 1949, on the amount available during the fiscal year 1949 for salaries and other administrative expenses, is increased from "\$24,500,000" to "\$34,234,500"; and the limitation under said head on the amount available for transfer to the appropriation account "Administrative expenses, section 392, Agricultural Adjustment Act of 1938", is increased from "\$7,000,000" to "\$8,284,000".

52 Stat. 69.
7 U. S. C. § 1392.

FARMERS' HOME ADMINISTRATION

LOANS TO FARMERS, PROPERTY DAMAGE

62 Stat. 1038.

The funds appropriated under the head "Loans to farmers, 1948 flood damage", in the Second Deficiency Appropriation Act, 1948, shall remain available until June 30, 1950, in accordance with the terms and conditions specified under said head, to provide assistance to farmers whose property is destroyed or damaged as a result of floods, storms, or other natural calamity during the calendar years 1948 and 1949.

COMMODITY CREDIT CORPORATION

ADMINISTRATIVE EXPENSES, COMMODITY CREDIT CORPORATION

62 Stat. 531.

The limitation under this head in the Department of Agriculture Appropriation Act, 1949, on the amount available for administrative expenses of the Corporation, is increased from "\$7,575,000" to "\$10,814,700".

DEPARTMENT OF COMMERCE

OFFICE OF THE SECRETARY

VOLUNTARY AGREEMENTS

Post, p. 745.

For an additional amount for "Voluntary agreements", \$190,000.

BUREAU OF THE CENSUS

CENSUS OF BUSINESS

For an additional amount for "Census of business", \$11,000,000, to remain available until December 31, 1951; and appropriations under this head shall be available for health service programs as authorized by law (5 U. S. C. 150), and for compensation of employees of the Department of Commerce and other departments and independent agencies of the Government who may be detailed for field work.

60 Stat. 903.

CIVIL AERONAUTICS ADMINISTRATION

CLAIMS, FEDERAL AIRPORT ACT

For reimbursement, in accordance with section 17 of the Federal Airport Act, as amended, to public agencies for necessary rehabilitation and repair to public airports damaged by Federal agencies, \$1,227,140, to remain available until June 30, 1953, as follows: Greensboro-High Point Airport, Greensboro, North Carolina, \$197,813; Buffalo Municipal Airport, Buffalo, New York, \$594,344; Nantucket Airport, Nantucket, Massachusetts, \$57,582; Detroit-Wayne Major Airport, Wayne County, Michigan, \$168,689; Adams Field, Little Rock Municipal Airport, Little Rock, Arkansas, \$187,072; and Galveston Municipal Airport, Galveston, Texas, \$21,640.

60 Stat. 179.
49 U. S. C., Supp.
II, § 1116.

COAST AND GEODETIC SURVEY

SALARIES AND EXPENSES, FIELD

For an additional amount for "Salaries and expenses, field", \$366,000.

BUREAU OF FOREIGN AND DOMESTIC COMMERCE

EXPORT CONTROL

For an additional amount for "Export control", \$1,000,000; and limitations under this head in the Second Deficiency Appropriation Act, 1948, on amounts available for transfer to other appropriations are increased as follows: Bureau of Customs, from "\$1,350,000" to "\$1,500,000".

62 Stat. 1039.

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

EXPENSES, POWER TRANSMISSION FACILITIES

For an additional amount for "Expenses, power transmission facilities", \$131,000.

BONNEVILLE POWER ADMINISTRATION

CONSTRUCTION, OPERATION, AND MAINTENANCE

For an additional amount for "Construction, operation and maintenance, Bonneville power transmission system", \$6,047,800, to remain available until expended; and the limitation under this head in the Interior Department Appropriation Act, 1949, on expenses for operation and maintenance of the Bonneville transmission system, is increased from "\$3,231,800" to "\$3,521,600"; and the limitation under

62 Stat. 1114.

Availability of construction appropriations.

Contract authority.

said head on force account activities is hereby amended to read as follows: “: *Provided further*, That not exceeding 12 per centum of any construction appropriations for the Bonneville Power Administration contained in this Act shall be available for construction work by force account, or on a hired-labor basis, except in case of emergencies, local in character, so declared by the Bonneville Power Administrator”: *Provided*, That, in addition to the contract authorization contained under said head, the Administrator is authorized to contract in the fiscal year 1949 for materials, equipment, and services for power transmission facilities in an amount not in excess of \$1,452,200.

BUREAU OF INDIAN AFFAIRS

NAVAJO AND HOPI SERVICE

Agency Services

For an additional amount for “Agency services”, \$1,000,000.

EDUCATION OF INDIANS

Post, p. 241.

For an additional amount for “Education of Indians”, \$50,000.

CONSERVATION OF HEALTH

For an additional amount for “Conservation of health”, \$75,000.

WELFARE OF INDIANS

For an additional amount for “Welfare of Indians”, \$400,000.

CONSTRUCTION, AND SO FORTH, BUILDINGS AND UTILITIES

Ante, p. 14.

62 Stat. 1119.

For an additional amount under this head for the conversion of the Bushnell Army Hospital, Brigham City, Utah, for school purposes, \$3,750,000, and the limitation under “Construction, and so forth, Buildings and Utilities” in the Department of Interior Appropriation Act, 1949, on the amount which may be used for surveys and plans and administrative expenses, and so forth, is increased from “\$190,000” to “\$227,500”.

ALASKA NATIVE SERVICE

Vessel Conversion

For expenses necessary in converting and outfitting a vessel for use as a service and supply ship by the Alaska Native Service, \$500,000, to remain available until expended.

PAYMENT TO CHOCTAW AND CHICKASAW NATIONS OF INDIANS, OKLAHOMA

62 Stat. 596.

Distribution of tribal funds held by U. S.

For payment to the Choctaw and Chickasaw Nations of Indians in fulfillment of the terms of a contract between the United States of America and the said nations as authorized by the Act of June 28, 1944 (58 Stat. 483), and as ratified by the Act of June 24, 1948 (Public Law 754), \$8,359,000, of which not to exceed \$50,000 shall be available until expended for defraying the expenses, including printing and binding, of making the per capita payment authorized by the above Acts: *Provided*, That in addition to the per capita payment, the Secretary of the Interior, in his discretion, is authorized to distribute per capita to the enrolled members of the Choctaw and Chickasaw Nations, entitled under existing law to share in the funds of such

tribes, or to their lawful heirs or devisees determined in the manner prescribed in section 4 of the aforesaid Act of June 24, 1948, any or all the funds held by the Government of the United States for the benefit of said tribes.

62 Stat. 597.

BUREAU OF RECLAMATION

FORCE ACCOUNT WORK

That part of the Interior Department Appropriation Act for 1949 which reads: "Not exceeding 8 per centum of the construction appropriation for any project under the Bureau of Reclamation contained in this Act shall be available for construction work by force account, or on a hired labor basis, except for projects or items the estimated construction cost of which does not exceed \$200,000, and only then in cases where the Bureau of Reclamation finds the lowest bids to be excessive." is hereby repealed and in lieu thereof the following provision is hereby inserted: "Not exceeding 12 per centum of the construction appropriation for the Bureau of Reclamation for any project contained in this Act shall be available for construction work by force account and on a hired-labor basis; except that not to exceed \$500,000 may on approval of the Commissioner be expended for construction work by force account on any one project when the work is unsuitable for contract or when excessive bids are received; and except in cases of emergencies local in character, so declared by the Commissioner."

62 Stat. 1131.

Availability of construction appropriations.

GENERAL FUND

Construction

For additional amounts for "Construction", to remain available until expended, as follows:

Davis Dam project, Arizona-Nevada, \$4,750,000;
Colorado-Big Thompson project, Colorado, \$1,900,000;
Columbia Basin project, Washington, \$4,750,000.

Post, p. 242.

Missouri River Basin

For an additional amount for "Missouri River Basin," reimbursable to the extent and as provided in the Act of December 22, 1944 (58 Stat. 887), \$4,800,000, to remain available until expended.

16 U. S. C. §§ 460d, 825s; 33 U. S. C. §§ 701a-1, 701c and note, 701f, 701j notes, 708, 709; 43 U. S. C. § 390.

RECLAMATION FUND

The following sums are appropriated out of the reclamation fund created by the Act of June 17, 1902, as follows:

32 Stat. 388.
43 U. S. C. § 391.

General Offices

Salaries and expenses (other than project offices)

For an additional amount for "Salaries and expenses (other than project offices)", \$260,000: *Provided*, That the limitation of \$7,800,000 contained in the first proviso under this head in the Interior Department Appropriation Act, 1949, is hereby increased to \$9,250,000: *Provided further*, That the limitation of \$48,000,000 contained in the fourth proviso under this head in said Act is hereby increased to \$54,500,000: *Provided further*, That the limitation of three thousand five hundred contained in the fifth proviso under this head in said Act is hereby increased to three thousand six hundred and twenty-five.

62 Stat. 1125.

62 Stat. 1126.

62 Stat. 1126.

Construction

For additional amounts for "Construction", to remain available until expended, as follows:

Boise project, Idaho, Payette division, \$275,000;

Lewiston Orchards project, Idaho, \$325,000;

Provo River project, Utah, \$450,000, of which \$215,000 is for the payment of obligations incurred under authority provided under this head in the Interior Department Appropriation Act, 1948.

61 Stat. 474.

Operation and Maintenance

Colorado-Big Thompson project, Colorado

For an additional amount for "Colorado-Big Thompson project", from power revenues, \$52,000.

North Platte project, Nebraska-Wyoming

For an additional amount for "North Platte project, Nebraska-Wyoming", from power revenues, \$17,500.

Kendrick project, Wyoming

For an additional amount for "Kendrick project, Wyoming", from power revenues, \$131,000.

Emergency Fund

62 Stat. 1052.
43 U. S. C., Supp.
II, §§ 502, 503.

For establishing an emergency fund as authorized by the Act of June 26, 1948 (Public Law 790), \$1,000,000, to remain available until expended for the purposes specified in said Act.

NATIONAL MILITARY ESTABLISHMENT

DEPARTMENT OF THE ARMY—MILITARY FUNCTIONS

SECRETARY OF THE ARMY

EXPEDITING PRODUCTION

The sum of \$2,000,000 of the appropriation "Expediting production of equipment and supplies for national defense, fiscal years 1940-1946", shall remain available until June 30, 1949, for the payment of obligations incurred under contracts executed thereunder prior to July 1, 1946.

DEPARTMENT OF THE ARMY—CIVIL FUNCTIONS

CORPS OF ENGINEERS

Rivers and Harbors and Flood Control

62 Stat. 1020.

The limitation under this head in the Civil Functions Appropriation Act, 1949, on the amount available for payment of salaries in the Office of the Chief of Engineers, is increased from "\$1,250,000" to "\$1,341,740".

Rivers and Harbors

Maintenance and improvement of existing river and harbor works

Post, p. 245.

For an additional amount for "Maintenance and improvement of existing river and harbor works", \$10,500,000, to remain available until expended.

Flood Control

Flood control, general

For an additional amount for "Flood control, general", \$14,000,000, to remain available until expended.

Post, p. 246.

Flood control, general (emergency fund)

For an additional amount for "Flood control, general (emergency fund)", as authorized by the Flood Control Act of 1948 (Public Law 858, approved June 30, 1948), \$10,000,000, to remain available until expended: *Provided*, That not to exceed \$500,000 shall be made available under the provisions of and for the purposes enumerated in section 205 of the above Act.

62 Stat. 1182.
33 U. S. C., Supp.
II, § 701t.

62 Stat. 1182.
33 U. S. C., Supp.
II, § 701s.

POST OFFICE DEPARTMENT

(Out of Postal Revenues)

FIELD SERVICE, POST OFFICE DEPARTMENT

OFFICE OF THE POSTMASTER GENERAL

Damage Claims

For an additional amount for "Damage claims", \$250,000.

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Railroad Transportation and Mail Messenger Service

For an additional amount for "Railroad transportation and mail messenger service", \$70,000,000.

Railway Mail Service, Travel Allowance

For an additional amount for "Railway mail service, travel allowance", \$2,727,000.

Foreign Air Mail Service

For an additional amount for "Foreign air mail service", \$17,000,000.

Post, p. 249

OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

Vehicle Service

For an additional amount for "Vehicle service", \$13,000,000.

TREASURY DEPARTMENT

FISCAL SERVICE

BUREAU OF ACCOUNTS

Payment of Certified Claims

For an additional amount for "Payment of certified claims", \$2,300,000.

Refund of Moneys Erroneously Received and Covered

For an additional amount for "Refund of moneys erroneously received and covered", \$800,000.

BUREAU OF ENGRAVING AND PRINTING

SALARIES AND EXPENSES

62 Stat. 412.

For an additional amount, fiscal year 1949, for "Salaries and expenses", \$1,500,000.

BUREAU OF THE MINT

SALARIES AND EXPENSES

62 Stat. 413.

For an additional amount for "Salaries and expenses", \$250,000: *Provided*, That appropriations under this head for the fiscal year 1949 shall be available for paying wage increases effective from the date of approval by the Treasury Department.

TITLE II—CLAIMS FOR DAMAGES, AUDITED CLAIMS,
AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in Senate Documents Numbered 15 and 24, Eighty-first Congress, \$22,700,571.07, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

TITLE III—GENERAL PROVISIONS

Persons engaging,
etc., in strikes against
or advocating over-
throw of U. S. Gov-
ernment.

Affidavit.

Penalty.

SEC. 301. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from

any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 302. The appropriations and authority with respect to appropriations in this Act in whole or in part for the fiscal year 1949 shall be available from and including March 1, 1949, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between March 1, 1949, and the date of the enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

SEC. 303. This Act may be cited as the "First Deficiency Appropriation Act, 1949".

Approved May 24, 1949.

Short title.

[CHAPTER 139]

AN ACT

To amend title 18, entitled, Crimes and Criminal Procedure, and title 28, entitled, Judiciary and Judicial Procedure, of the United States Code, and for other purposes.

May 24, 1949
[H. R. 3762]

[Public Law 72]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the analysis of part I of title 18, United States Code, entitled "Crimes and Criminal Procedure", immediately preceding chapter 1 of such title, is amended (1) by striking out of item 21 of such analysis the words "constituting crimes"; and (2) by inserting immediately after and below item "49. Fugitives from justice-----1071", a new item as follows: "50. Gambling-----1081".

Titles 18 and 28,
U. S. Code, amend-
ments.
62 Stat. 683.
18 U. S. C., Supp.
II, prec. § 1.

SEC. 2. Section 42 of title 18, United States Code, is amended to read as follows:

62 Stat. 687.
18 U. S. C., Supp.
II, § 42.

"§ 42. Importation of injurious animals and birds; permits; specimens for museums

"(a) The importation into the United States or any Territory or district thereof, of the mongoose, the so-called 'flying foxes' or fruit bats, the English sparrow, the starling, and such other birds and animals as the Secretary of the Interior may declare to be injurious to the interests of agriculture or horticulture, is prohibited; and all such birds and animals shall, upon arrival at any port of the United States, be destroyed or returned at the expense of the owner. Nothing in this subsection shall restrict the importation of natural-history specimens for museums or scientific collections, or of certain cage birds, such as domesticated canaries, parrots, or such other birds as the Secretary of the Interior may designate. The Secretary of the Treasury may make regulations for carrying into effect the provisions of this section.

Natural-history
specimens, cage birds,
etc.

"(b) Whoever violates this section shall be fined not more than \$500 or imprisoned not more than six months, or both.

"(c) The Secretary of the Treasury shall prescribe such requirements and issue such permits as he may deem necessary for the transportation of wild animals and birds under humane and healthful conditions, and it shall be unlawful for any person, including any importer, knowingly to cause or permit any wild animal or bird to be transported to the United States, or any Territory or district thereof, under inhumane or unhealthful conditions or in violation of such

requirements. In any criminal prosecution for violation of this subsection and in any administrative proceeding for the suspension of the issuance of further permits—

“(1) the condition of any vessel or conveyance, or the enclosures in which wild animals or birds are confined therein, upon its arrival in the United States, or any Territory or district thereof, shall constitute relevant evidence in determining whether the provisions of this subsection have been violated; and

“(2) the presence in such vessel or conveyance at such time of a substantial ratio of dead, crippled, diseased, or starving wild animals or birds shall be deemed prima facie evidence of the violation of the provisions of this subsection.”

62 Stat. 689,
18 U. S. C., Supp.
II, § 114.

SEC. 3. Section 114 of title 18, United States Code, is amended by striking out the word “main”, preceding “or disfigure” in the first paragraph, and inserting in lieu thereof the word “maim”.

62 Stat. 690,
18 U. S. C., Supp.
II, § 155.

SEC. 4. The first paragraph of section 155 of title 18, United States Code, is amended to read as follows:

“Whoever, being a party in interest, whether as a debtor, creditor, receiver, trustee or representative of any of them, or attorney for any such party in interest, in any receivership, bankruptcy or reorganization proceeding in any United States court or under its supervision, enters into any agreement, express or implied, with another such party in interest or attorney for another such party in interest, for the purpose of fixing the fees or other compensation to be paid to any party in interest or to any attorney for any party in interest for services rendered in connection therewith, from the assets of the estate; or”.

62 Stat. 697,
18 U. S. C., Supp.
II, § 244.

SEC. 5. Section 244 of title 18, United States Code, is amended by striking out the words “the Army, Navy, Coast Guard, or Marine Corps of the United States”, and inserting in lieu thereof the words “any of the armed forces of the United States”.

62 Stat. 697,
18 U. S. C., Supp.
II, § 281.

SEC. 6. The second paragraph of section 281 of title 18, United States Code, is amended by striking out the words “Army, Navy, Marine Corps, and Coast Guard”, and inserting in lieu thereof the words “armed forces”.

62 Stat. 698,
18 U. S. C., Supp.
II, § 284.

SEC. 7. Section 284 of title 18, United States Code, is amended by striking out the symbol “(a)”.

62 Stat. 701,
18 U. S. C., Supp.
II, prec. § 401.

SEC. 8. (a) The caption of chapter 21 of title 18, United States Code, is amended by striking out the words “constituting crimes”.

(b) The analysis of said chapter 21 of such title 18, immediately preceding section 401 of such title, is amended by striking out the item “402. Criminal contempts.”, and inserting in lieu thereof the following: “402. Contempts constituting crimes.”

62 Stat. 701,
18 U. S. C., Supp.
II, § 402.

(c) The catchline to section 402 of such title 18 is amended to read as follows:

“§ 402. Contempts constituting crimes”.

62 Stat. 719,
18 U. S. C., Supp.
II, § 591.

SEC. 9. The first paragraph following the opening clause of section 591 of title 18, United States Code, is amended by striking out, after “special election,” the words “and, in the case of a Resident Commissioner from the Philippine Islands, an election by the Philippine Legislature.”.

62 Stat. 723,
18 U. S. C., Supp.
II, § 610.

SEC. 10. The catchline of section 610 of title 18, United States Code, is amended by inserting, immediately after the word “Contributions”, the words “or expenditures”.

62 Stat. 729,
18 U. S. C., Supp.
II, § 657.

SEC. 11. Section 657 of title 18, United States Code, is amended by inserting after the words “Farmers’ Home Corporation” the following: “, the Secretary of Agriculture acting through the Farmers’ Home Administration.”.

SEC. 12. Section 658 of title 18, United States Code, is amended by inserting after the words "Farmers' Home Corporation," the following: "The Secretary of Agriculture acting through the Farmers' Home Administration,".

62 Stat. 729.
18 U. S. C., Supp.
II, § 658.

SEC. 13. (a) The second paragraph of section 659 of title 18, United States Code, is amended to read as follows:

62 Stat. 730.
18 U. S. C., Supp.
II, § 659.

"Whoever buys or receives or has in his possession any such goods or chattels, knowing the same to have been embezzled or stolen; or".

(b) The fourth paragraph of section 659 of title 18, United States Code, is amended to read as follows:

62 Stat. 730.
18 U. S. C., Supp.
II, § 659.

"Whoever embezzles, steals, or unlawfully takes by any fraudulent device, scheme, or game, from any railroad car, bus, vehicle, steamboat, vessel, or aircraft operated by any common carrier moving in interstate or foreign commerce or from any passenger thereon any money, baggage, goods, or chattels, or whoever buys, receives, or has in his possession any such money, baggage, goods, or chattels, knowing the same to have been embezzled or stolen——".

SEC. 14. The analysis of chapter 33 of title 18, United States Code, immediately preceding section 701 of such title, is amended by striking out the item "702. Uniform of Army, Navy, Marine Corps, Coast Guard, and Public Health Service.", and inserting in lieu thereof "702. Uniform of armed forces and Public Health Service."

62 Stat. 731.
18 U. S. C., Supp.
II, prec. § 701.

SEC. 15. (a) Section 702 of title 18, United States Code, is amended to read as follows:

62 Stat. 732.
18 U. S. C., Supp.
II, § 702.

“§ 702. Uniform of armed forces and Public Health Service

"Whoever, in any place within the jurisdiction of the United States or in the Canal Zone, without authority, wears the uniform or a distinctive part thereof or anything similar to a distinctive part of the uniform of any of the armed forces of the United States, Public Health Service or any auxiliary of such, shall be fined not more than \$250 or imprisoned not more than six months, or both."

(b) All that part of section 125 of the Act of June 3, 1916 (ch. 134, 39 Stat. 216; 10 U. S. C., sec. 1393), as amended, which follows the first paragraph of such section, is amended to read as follows:

10 U. S. C., Supp.
II, § 1393.
Post, p. 110.

"The provisions of this section shall apply to the Canal Zone, Guam, American Samoa, and the Virgin Islands, as well as to all other places within the jurisdiction of the United States.

"Hereafter, upon the discharge or furlough to the reserve of an enlisted man, all uniform outer clothing then in his possession, except such articles as he may be permitted to wear from the place of termination of his active service to his home, as authorized by this section, will be retained for military use: *Provided*, That upon the release from Federal service of an enlisted man of the National Guard called as such into the service of the United States, all uniform outer clothing then in his possession shall be taken up and accounted for as property issued to the National Guard of the State to which the enlisted man belongs, in the manner prescribed by section sixty-seven of this Act: *Provided further*, That when an enlisted man is discharged otherwise than honorably, all uniform outer clothing in his possession shall be retained for military use, and, when authorized by regulations prescribed by the Secretary of the Army or the Secretary of the Navy, a suit of citizen's outer clothing to cost not exceeding \$15 may be issued to such enlisted man: *And provided further*, That officers and members of any national home for veterans administered by the Veterans' Administration may wear such uniforms as the Secretary of the Army or the Secretary of the Navy may authorize."

Disposition upon release from active service.

62 Stat. 732,
18 U. S. C., Supp.
II, § 704.

SEC. 16. Section 704 of title 18, United States Code, exclusive of the catchline to such section, is amended to read as follows:

"Whoever knowingly wears, manufactures, or sells any decoration or medal authorized by Congress for the armed forces of the United States, or any of the service medals or badges awarded to the members of such forces, or the ribbon, button, or rosette of any such badge, decoration or medal, or any colorable imitation thereof, except when authorized under regulations made pursuant to law, shall be fined not more than \$250 or imprisoned not more than six months, or both."

62 Stat. 732,
18 U. S. C., Supp.
II, § 706.

SEC. 17. The second paragraph of section 706 of title 18, United States Code, is amended by striking out "the Army and Navy sanitary and hospital authorities", and inserting in lieu thereof "the sanitary and hospital authorities of the armed forces".

62 Stat. 749,
18 U. S. C., Supp.
II, prec. § 1001.

SEC. 18. The analysis of chapter 47 of title 18, United States Code, immediately preceding section 1001 of such title, is amended by striking out the word "Acknowledgement" in item 1016, and inserting in lieu thereof the word "Acknowledgment".

62 Stat. 749,
18 U. S. C., Supp.
II, prec. § 1001.

SEC. 19. The analysis of chapter 47 of title 18, United States Code, immediately preceding section 1001 of such title, is further amended by striking out the word "offices" in item 1019, and inserting in lieu thereof the word "officers".

62 Stat. 750,
18 U. S. C., Supp.
II, § 1006.

SEC. 20. Section 1006 of title 18, United States Code, is amended by inserting after the words "Farmers' Home Corporation," the following: "the Secretary of Agriculture acting through the Farmers' Home Administration,".

62 Stat. 752,
18 U. S. C., Supp.
II, § 1014.

SEC. 21. Section 1014 of title 18, United States Code, is amended by inserting after the words "Farmers' Home Corporation," the following: "the Secretary of Agriculture acting through the Farmers' Home Administration,".

62 Stat. 755,
18 U. S. C., Supp.
II, § 1025.

SEC. 22. Section 1025 of title 18, United States Code, is amended by striking out, after the word "false", where it first appears near the beginning of such section, the word "presense," and inserting in lieu thereof the word "pretense,".

62 Stat. 755,
18 U. S. C., Supp.
II, § 1073.

SEC. 23. Title 18, United States Code, is further amended by inserting immediately following section 1073 thereof, a new chapter, to be composed of sections 1081-1083, as follows:

"CHAPTER 50.—GAMBLING

"Sec.

1081. Definitions.

1082. Gambling ships.

1083. Transportation between shore and ship; penalties.

"§ 1081. Definitions

"As used in this chapter:

"Gambling ship."

"The term 'gambling ship' means a vessel used principally for the operation of one or more gambling establishments.

"Gambling establishment."

"The term 'gambling establishment' means any common gaming or gambling establishment operated for the purpose of gaming or gambling, including accepting, recording, or registering bets, or carrying on a policy game or any other lottery, or playing any game of chance, for money or other thing of value.

"Vessel."

"The term 'vessel' includes every kind of water and air craft or other contrivance used or capable of being used as a means of transportation on water, or on water and in the air, as well as any ship, boat, barge, or other water craft or any structure capable of floating on the water.

"American vessel."

"The term 'American vessel' means any vessel documented or numbered under the laws of the United States; and includes any vessel

which is neither documented or numbered under the laws of the United States nor documented under the laws of any foreign country, if such vessel is owned by, chartered to, or otherwise controlled by one or more citizens or residents of the United States or corporations organized under the laws of the United States or of any State.

“§ 1082. Gambling Ships

“(a) It shall be unlawful for any citizen or resident of the United States, or any other person who is on an American vessel or is otherwise under or within the jurisdiction of the United States, directly or indirectly—

“(1) to set up, operate, or own or hold any interest in any gambling ship or any gambling establishment on any gambling ship; or

“(2) in pursuance of the operation of any gambling establishment on any gambling ship, to conduct or deal any gambling game, or to conduct or operate any gambling device, or to induce, entice, solicit, or permit any person to bet or play at any such establishment,

if such gambling ship is on the high seas, or is an American vessel or otherwise under or within the jurisdiction of the United States, and is not within the jurisdiction of any State.

“(b) Whoever violates the provisions of subsection (a) of this section shall be fined not more than \$10,000 or imprisoned not more than two years, or both.

“(c) Whoever, being (1) the owner of an American vessel, or (2) the owner of any vessel under or within the jurisdiction of the United States, or (3) the owner of any vessel and being an American citizen, shall use, or knowingly permit the use of, such vessel in violation of any provision of this section shall, in addition to any other penalties provided by this chapter, forfeit such vessel, together with her tackle, apparel, and furniture, to the United States.

Forfeiture of vessel.

“§ 1083. Transportation between shore and ship; penalties

“(a) It shall be unlawful to operate or use, or to permit the operation or use of, a vessel for the carriage or transportation, or for any part of the carriage or transportation, either directly or indirectly, of any passengers, for hire or otherwise, between a point or place within the United States and a gambling ship which is not within the jurisdiction of any State. This section does not apply to any carriage or transportation to or from a vessel in case of emergency involving the safety or protection of life or property.

“(b) The Secretary of the Treasury shall prescribe necessary and reasonable rules and regulations to enforce this section and to prevent violations of its provisions.

Rules and regulations.

“For the operation or use of any vessel in violation of this section or of any rule or regulation issued hereunder, the owner or charterer of such vessel shall be subject to a civil penalty of \$200 for each passenger carried or transported in violation of such provisions, and the master or other person in charge of such vessel shall be subject to a civil penalty of \$300. Such penalty shall constitute a lien on such vessel, and proceedings to enforce such lien may be brought summarily by way of libel in any court of the United States having jurisdiction thereof. The Secretary of the Treasury may mitigate or remit any of the penalties provided by this section on such terms as he deems proper.”

SEC. 24. Section 1114 of title 18, United States Code, is amended by striking out, after “correctional institution,” the words “any officer,

62 Stat. 756.
18 U. S. C., Supp.
II, § 1114.

employee, agent, or other person in the service of the customs or of the internal revenue," and inserting in lieu thereof the words "any officer, employee or agent of the customs or of the internal revenue or any person assisting him in the execution of his duties,".

62 Stat. 757.
18 U. S. C., Supp.
II, § 1151.

SEC. 25. Section 1151 of title 18, United States Code, is amended by striking out the word "The" at the beginning of the section, and inserting in lieu thereof the following: "Except as otherwise provided in sections 1154 and 1156 of this title, the".

62 Stat. 758, 759.
18 U. S. C., Supp.
II, §§ 1154, 1156.
62 Stat. 758.
18 U. S. C., Supp.
II, § 1153.

SEC. 26. Section 1153 of title 18, United States Code, is amended by striking out the second and third paragraphs thereof and inserting in lieu thereof the following:

"As used in this section, the offense of rape shall be defined in accordance with the laws of the State in which the offense was committed, and any Indian who commits the offense of rape upon any female Indian within the Indian country, shall be imprisoned at the discretion of the court.

"As used in this section, the offense of burglary shall be defined and punished in accordance with the laws of the State in which such offense was committed."

62 Stat. 758.
18 U. S. C., Supp.
II, § 1154 (b).

SEC. 27. (a) Subsection (b) of section 1154 of title 18, United States Code, is amended by striking out the words "War Department", wherever such words appear in such subsection, and inserting in lieu thereof the words "Department of the Army".

62 Stat. 758.
18 U. S. C., Supp.
II, § 1154.
"Indian country."

(b) Section 1154 of such title 18 is further amended by adding at the end thereof a new subsection (c), as follows:

"(c) The term 'Indian country' as used in this section does not include fee-patented lands in non-Indian communities or rights-of-way through Indian reservations, and this section does not apply to such lands or rights-of-way in the absence of a treaty or statute extending the Indian liquor laws thereto."

62 Stat. 759.
18 U. S. C., Supp.
II, § 1156.

SEC. 28. Section 1156 of title 18, United States Code, is amended by adding a paragraph at the end thereof as follows:

"The term 'Indian country' as used in this section does not include fee-patented lands in non-Indian communities or rights-of-way through Indian reservations, and this section does not apply to such lands or rights-of-way in the absence of a treaty or statute extending the Indian liquor laws thereto."

62 Stat. 759.
18 U. S. C., Supp.
II, § 1157.

SEC. 29. The second paragraph of section 1157 of title 18, United States Code, is amended by striking out the words "Secretary of War", and inserting in lieu thereof the words "Secretary of the Army".

62 Stat. 760.
18 U. S. C., Supp.
II, § 1231.

SEC. 30. The second paragraph of section 1231 of title 18, United States Code, is amended by striking out the words "in or travels", and inserting in lieu thereof the words "or travels in".

62 Stat. 761.
18 U. S. C., Supp.
II, § 1261.

SEC. 31. Section 1261 of title 18, United States Code, is amended by striking out the symbol "(d)", at the beginning of the second subsection of such section, and inserting in lieu thereof the symbol "(b)".

62 Stat. 761.
18 U. S. C., Supp.
II, § 1262.

SEC. 32. The last paragraph of section 1262 of title 18, United States Code, is amended by striking out, immediately after "Territories," the word "District," and inserting in lieu thereof the word "Districts,".

62 Stat. 762.
18 U. S. C., Supp.
II, prec. § 1301.

SEC. 33. The analysis of chapter 61 of title 18, United States Code, immediately preceding section 1301 of such title, is amended by striking out the word "at" in item 1303, and inserting in lieu thereof the word "as".

62 Stat. 763.
18 U. S. C., Supp.
II, § 1341.

SEC. 34. Section 1341 of title 18, United States Code, is amended by striking out, after "dispose", the word, "or," as contained in such section, and inserting in lieu thereof the word, "of,".

62 Stat. 765.
18 U. S. C., Supp.
II, § 1384.

SEC. 35. (a) The first paragraph of section 1384 of title 18, United States Code, is amended by striking out all of such paragraph preceding the word "whoever", and inserting in lieu thereof: "Within such

reasonable distance of any military or naval camp, station, fort, post, yard, base, cantonment, training or mobilization place as the Secretary of the Army, the Secretary of the Navy, the Secretary of the Air Force, or any two or all of them shall determine to be needful to the efficiency, health, and welfare of the Army, the Navy, or the Air Force, and shall designate and publish in general orders or bulletins.”

(b) The second paragraph of such section 1384 is amended by striking out the words “The Secretaries of the Army and Navy”, and inserting in lieu thereof “The Secretaries of the Army, Navy, and Air Force”.

(c) The third paragraph of such section 1384 is amended by striking out the words “War or Navy Department”, and inserting in lieu thereof: “Departments of the Army, Navy, or Air Force”.

SEC. 36. The analysis of chapter 77 of title 18, United States Code, immediately preceding section 1581 of such title, is amended by striking out the comma following the word “Peonage”, in item 1581, and inserting in lieu thereof a semicolon.

SEC. 37. (a) Subsection (a) of section 1703 of title 18, United States Code, is amended by striking out, after “Postmaster General; or”, the word “secrets,”, and inserting in lieu thereof the word “secretes,”.

(b) The second paragraph of subsection (b) of such section 1703 is amended by striking out the word “newspaper” and inserting in lieu thereof the word “newspapers”.

SEC. 38. Section 1705 of title 18, United States Code, exclusive of the catchline of such section, is amended to read as follows:

“Whoever willfully or maliciously injures, tears down or destroys any letter box or other receptacle intended or used for the receipt or delivery of mail on any mail route, or breaks open the same or willfully or maliciously injures, defaces or destroys any mail deposited therein, shall be fined not more than \$1,000 or imprisoned not more than three years.”

SEC. 39. The third paragraph of section 1708 of title 18, United States Code, is amended by striking out, immediately after “Whoever” at the beginning of such paragraph, the word “buy”, and inserting in lieu thereof the word “buys”.

SEC. 40. The second sentence of the first paragraph of section 1715 of title 18, United States Code, is amended (1) by inserting, immediately after the word “Navy,” the words “Air Force,”; and (2) by striking out the word “Officers”, preceding the words “Reserve Corps”, and inserting in lieu thereof the word “Organized”.

SEC. 41. (a) The analysis of chapter 91 of title 18, United States Code, immediately preceding section 1851 of such title, is amended by striking out the number “1959.”, preceding and on the same line with the words “Surveys interrupted”, and inserting in lieu thereof the number “1859.”.

(b) Such analysis is further amended by inserting, immediately after and underneath item 1862, the following new item:

“1863. Trespass on national forest lands.”

SEC. 42. Section 1859 of title 18, United States Code, is amended by striking out the words “Commissioner of the General Land Office”, and inserting in lieu thereof the words “Director of the Bureau of Land Management.”.

SEC. 43. Title 18, United States Code, is further amended by inserting, immediately following section 1862 of such title, a new section, to be designated as section 1863, as follows:

“§ 1863. Trespass on national forest lands

“Whoever, without lawful authority or permission, goes upon any national-forest land while it is closed to the public pursuant to lawful

62 Stat. 765.
18 U. S. C., Supp.
II, § 1384.

62 Stat. 765.
18 U. S. C., Supp.
II, § 1384.

62 Stat. 772.
18 U. S. C., Supp.
II, prec. § 1581.

62 Stat. 778.
18 U. S. C., Supp.
II, § 1703 (a).

62 Stat. 778.
18 U. S. C., Supp.
II, § 1703 (b).

62 Stat. 779.
18 U. S. C., Supp.
II, § 1705.

62 Stat. 779.
18 U. S. C., Supp.
II, § 1708.

62 Stat. 781.
18 U. S. C., Supp.
II, § 1715.

62 Stat. 787.
18 U. S. C., Supp.
II, prec. § 1851.

62 Stat. 789.
18 U. S. C., Supp.
II, § 1859.

62 Stat. 789.
18 U. S. C., Supp.
II, § 1862.

regulation of the Secretary of Agriculture, shall be fined not more than \$500 or imprisoned not more than six months, or both."

62 Stat. 797,
18 U. S. C., Supp.
II, § 2117.

SEC. 44. Section 2117 of title 18, United States Code, is amended by inserting at the end thereof a new paragraph as follows:

"A judgment of conviction or acquittal on the merits under the laws of any State shall be a bar to any prosecution under this section for the same act or acts."

62 Stat. 806,
18 U. S. C., Supp.
II, § 2314.

SEC. 45. The first paragraph of section 2314 of title 18, United States Code, is amended to read as follows:

"Whoever transports in interstate or foreign commerce any goods, wares, merchandise, securities or money, of the value of \$5,000 or more, knowing the same to have been stolen, converted or taken by fraud; or"

62 Stat. 811,
18 U. S. C., Supp.
II, § 2387 (b).

SEC. 46. Subsection (b) of section 2387 of title 18, United States Code, is amended by inserting, immediately after "Navy," and preceding "Marine Corps", the words "Air Force,".

62 Stat. 812,
18 U. S. C., Supp.
II, § 2421.

SEC. 47. The second paragraph of section 2421 of title 18, United States Code, is amended by striking out, after "such person to", the word "induct," and inserting in lieu thereof the word "induce,".

62 Stat. 818,
18 U. S. C., Supp.
II, § 3057 (a).

SEC. 48. Subsection (a) of section 3057 of title 18, United States Code, is amended by striking out, immediately after "bankruptcy laws" in the first sentence of such subsection, the words "or laws", and inserting in lieu thereof the words "or other laws of the United States".

62 Stat. 823,
18 U. S. C., Supp.
II, § 3185 (2), (3).

SEC. 49. Subdivisions (2) and (3) of section 3185 of title 18, United States Code, are amended to read as follows:

"(2) Counterfeiting or altering money, or uttering or bringing into circulation counterfeit or altered money;

"(3) Counterfeiting certificates or coupons of public indebtedness, bank notes, or other instruments of public credit, and the utterance or circulation of the same;"

62 Stat. 827,
18 U. S. C., Supp.
II, § 3240.

SEC. 50. Section 3240 of title 18, United States Code, is amended by striking out the second sentence reading as follows: "The transfer of such prosecutions shall be made in the manner provided in section 119 of Title 28."

62 Stat. 889,
28 U. S. C., Supp.
II, § 119.

62 Stat. 827,
18 U. S. C., Supp.
II, § 3242.

SEC. 51. Section 3242 of title 18, United States Code, is amended by striking out the words "within any Indian reservation, including rights-of-way running through the reservation," and inserting in lieu thereof the words "within the Indian country".

62 Stat. 834,
18 U. S. C., Supp.
II, § 3491.

SEC. 52. (a) Section 3491 of title 18, United States Code, is amended by striking out the reference "section 695e", immediately preceding "of Title 28", in the two places where such reference appears, and inserting in lieu thereof the reference "section 1741".

62 Stat. 834,
18 U. S. C., Supp.
II, § 3491.

(b) Such section 3491 is further amended by striking out the reference "section 695", immediately preceding "of Title 28", and inserting in lieu thereof the reference "section 1732".

62 Stat. 834,
18 U. S. C., Supp.
II, § 3492 (a).

SEC. 53. The first sentence of subsection (a) of section 3492 of title 18, United States Code, is amended by striking out the reference "section 695", immediately preceding "of Title 28", and inserting in lieu thereof the reference "section 1732".

62 Stat. 836,
18 U. S. C., Supp.
II, § 3495 (a).

SEC. 54. The first sentence of subsection (a) of section 3495 of title 18, United States Code, is amended by striking out the reference "section 127", immediately preceding "of Title 22", and inserting in lieu thereof the reference "section 1201".

62 Stat. 840,
18 U. S. C., Supp.
II, § 3612.

SEC. 55. Section 3612 of title 18, United States Code, is amended by striking out the reference "section 852 of Title 28", and inserting in lieu thereof the reference "section 2042 of Title 28".

62 Stat. 842,
18 U. S. C., Supp.
II, § 3653.

SEC. 56. Section 3653 of title 18, United States Code, is amended to read as follows:

“§ 3653. Report of probation officer and arrest of probationer

“When directed by the court, the probation officer shall report to the court, with a statement of the conduct of the probationer while on probation. The court may thereupon discharge the probationer from further supervision and may terminate the proceedings against him, or may extend the probation, as shall seem advisable.

“Whenever during the period of his probation, a probationer heretofore or hereafter placed on probation, goes from the district in which he is being supervised to another district, jurisdiction over him may be transferred, in the discretion of the court, from the court for the district from which he goes to the court for the other district, with the concurrence of the latter court. Thereupon the court for the district to which jurisdiction is transferred shall have all power with respect to the probationer that was previously possessed by the court for the district from which the transfer is made, except that the period of probation shall not be changed without the consent of the sentencing court. This process under the same conditions may be repeated whenever during the period of his probation the probationer goes from the district in which he is being supervised to another district.

Transfer of jurisdiction.

“At any time within the probation period, the probation officer may for cause arrest the probationer wherever found, without a warrant. At any time within the probation period, or within the maximum probation period permitted by section 3651 of this title, the court for the district in which the probationer is being supervised or if he is no longer under supervision, the court for the district in which he was last under supervision, may issue a warrant for his arrest for violation of probation occurring during the probation period. Such warrant may be executed in any district by the probation officer or the United States marshal of the district in which the warrant was issued or of any district in which the probationer is found. If the probationer shall be arrested in any district other than that in which he was last supervised, he shall be returned to the district in which the warrant was issued, unless jurisdiction over him is transferred as above provided to the district in which he is found, and in that case he shall be detained pending further proceedings in such district.

Arrest within probation period.

62 Stat. 842,
18 U. S. C., Supp.
II, § 3651.

“As speedily as possible after arrest the probationer shall be taken before the court for the district having jurisdiction over him. Thereupon the court may revoke the probation and require him to serve the sentence imposed, or any lesser sentence, and, if imposition of sentence was suspended, may impose any sentence which might originally have been imposed.”

SEC. 57. The fifth paragraph of section 3656 of title 18, United States Code, is amended by inserting, immediately after the word “supervision”, the words “and direction”.

62 Stat. 843,
18 U. S. C., Supp.
II, § 3656.

SEC. 58. (a) The second paragraph of section 3731 of title 18, United States Code, is amended by striking out the word “validity”, which immediately follows “upon the”, and inserting in lieu thereof the word “invalidity”.

62 Stat. 844,
18 U. S. C., Supp.
II, § 3731.

(b) The fifth paragraph of section 3731 of such title is amended by striking out the words “circuit court of appeals or the United States Court of Appeals for the District of Columbia, as the case may be”, and inserting in lieu thereof the words “court of appeals”.

62 Stat. 845,
18 U. S. C., Supp.
II, § 3731.

(c) The tenth paragraph of such section 3731 is amended to read as follows:

62 Stat. 845,
18 U. S. C., Supp.
II, § 3731.

“If an appeal shall be taken, pursuant to this section, to the Supreme Court of the United States which, in the opinion of that Court, should have been taken to a court of appeals, the Supreme Court shall remand the case to the court of appeals, which shall then have jurisdiction to

hear and determine the same as if the appeal had been taken to that court in the first instance.”

62 Stat. 845.
18 U. S. C., Supp.
II, § 3731.

(d) The eleventh paragraph of such section 3731 is amended by striking out the words “circuit court of appeals or to the United States Court of Appeals for the District of Columbia,” and inserting in lieu thereof the words “court of appeals.”

62 Stat. 846.
18 U. S. C., Supp.
II, § 3771.

SEC. 59. The first paragraph of section 3771 of title 18, United States Code, is amended by striking out the words “district courts of the United States, including the district courts of Alaska, Hawaii, Puerto Rico, Canal Zone, District of Columbia, and the Virgin Islands,” and inserting in lieu thereof the following: “the United States district courts, in the district courts for the Territory of Alaska, the district of the Canal Zone and the Virgin Islands.”

Such paragraph is further amended by striking out the words “Attorney General”, and inserting in lieu thereof the words “Chief Justice”.

62 Stat. 846.
18 U. S. C., Supp.
II, § 3772.

SEC. 60 (a) The first paragraph of section 3772 of title 18, United States Code, is amended by striking out the words “district courts of the United States, including the District Courts of Alaska, Hawaii, Puerto Rico, Canal Zone, District of Columbia, and Virgin Islands, in the Supreme Courts of Hawaii, and Puerto Rico, in the United States Circuit Courts of Appeals, in the United States Court of Appeals for the District of Columbia,” and inserting in lieu thereof the following: “the United States district courts, in the district courts for the Territory of Alaska, the District of the Canal Zone and the Virgin Islands, in the Supreme Courts of Hawaii and Puerto Rico, in the United States courts of appeals.”

(b) Such paragraph is further amended by striking out, immediately after “application” in the second sentence, the word “he”, and inserting in lieu thereof the word “be”.

62 Stat. 849.
18 U. S. C., Supp.
II, § 4008.

SEC. 61. The third paragraph of section 4008 of title 18, United States Code, is amended by striking out, immediately after “State,” the words “War, or the Navy,” and inserting in lieu thereof the words “the Army, Navy, or Air Force.”

62 Stat. 851.
18 U. S. C., Supp.
II, § 4121.

SEC. 62. Section 4121 of title 18, United States Code, is amended to read as follows:

“§ 4121. Federal Prison Industries; board of directors

“‘Federal Prison Industries’, a government corporation of the District of Columbia, shall be administered by a board of six directors, appointed by the President to serve at the will of the President without compensation.

“The directors shall be representatives of (1) industry, (2) labor, (3) agriculture, (4) retailers and consumers, (5) the Secretary of Defense, and (6) the Attorney General, respectively.”

62 Stat. 851.
18 U. S. C., Supp.
II, § 4122.

SEC. 63. Section 4122 of title 18, United States Code, is amended (1) by inserting the subsection symbol “(a)” at the beginning of the first paragraph thereof; (2) by inserting the subsection symbol “(b)” at the beginning of the second paragraph thereof; and (3) by adding, immediately following subsection (b) of such section as hereby so designated, three new subsections as follows:

“(c) Its board of directors may provide for the vocational training of qualified inmates without regard to their industrial or other assignments.

“(d) The provisions of this chapter shall apply to the industrial employment and training of prisoners convicted by general courts-martial and confined in any institution under the jurisdiction of any department or agency comprising the National Military Establish-

ment, to the extent and under terms and conditions agreed upon by the Secretary of Defense, the Attorney General and the Board of Directors of Federal Prison Industries.

“(e) Any department or agency of the National Military Establishment may, without exchange of funds, transfer to Federal Prison Industries any property or equipment suitable for use in performing the functions and duties covered by agreement entered into under subsection (d) of this section.”

SEC. 64. The third paragraph of section 4126 of title 18, United States Code, is amended by inserting, immediately following the second semicolon and preceding the words “in paying”, the following: “in the vocational training of inmates without regard to their industrial or other assignments;”

62 Stat. 852,
18 U. S. C., Supp.
II, § 4126.

SEC. 64a. The first paragraph of section 91 of title 28 of the United States Code, entitled “Judiciary and Judicial Procedure”, is amended by striking out at the end thereof the words “and Jarvis Island.” and inserting in lieu thereof the words “Jarvis Island, Canton Island, and Enderbury Island: *Provided*, That the inclusion of Canton and Enderbury Islands in such judicial district shall in no way be construed to be prejudicial to the claims of the United Kingdom to said Islands in accordance with the agreement of April 6, 1939, between the Governments of the United States and of the United Kingdom to set up a regime for their use in common.”

62 Stat. 877,
28 U. S. C., Supp.
II, § 91.

53 Stat. 2219.

SEC. 65. The second sentence of the second paragraph of section 144 of title 28 of the United States Code, entitled, “Judiciary and Judicial Procedure”, is amended by striking out the words “as to any judge”, and inserting in lieu thereof the words “in any case”.

62 Stat. 893,
28 U. S. C., Supp.
II, § 144.

SEC. 66. The third paragraph of section 254 of title 28, United States Code, is amended by inserting the words “to hear or” immediately preceding the words “to hear and determine”.

62 Stat. 900,
28 U. S. C., Supp.
II, § 254.

SEC. 67. (a) The first paragraph of section 372 of title 28, United States Code, is amended by striking out the words “may appoint a successor”, appearing as the last four words of such paragraph, and inserting in lieu thereof the words “shall, by and with the advice and consent of the Senate, appoint a successor”.

62 Stat. 903,
28 U. S. C., Supp.
II, § 372.

(b) The last paragraph of such section 372 is amended to read as follows:

62 Stat. 904,
28 U. S. C., Supp.
II, § 372.

“Each justice or judge retiring under this section after serving ten years continuously or otherwise shall, during the remainder of his lifetime, receive the salary of the office. A justice or judge retiring under this section who has served less than ten years in all shall, during the remainder of his lifetime, receive one-half the salary of the office.”

SEC. 68. (a) The second paragraph of subsection (a) of section 411 of title 28, United States Code, is amended (1) by inserting, immediately after “Secretary of State;”, the words “Secretary of Defense;”; (2) by striking out “Secretary of War”, following “Secretary of the Treasury;”, and inserting in lieu thereof the words “Secretary of the Army”; (3) by inserting, immediately after “Secretary of the Navy;”, the words “Secretary of the Air Force;”; (4) by striking out, immediately after “Chief of Finance,”, the words “War Department”, and inserting in lieu thereof the words “Department of the Army”; (5) by inserting, immediately after “Judge Advocate General of the Navy;”, the words “Judge Advocate General of the Air Force;”; (6) by striking out, immediately after “Commissioner of Indian Affairs;”, the words “Commissioner of the General Land Office”, and inserting in lieu thereof the words “Director of the Bureau of Land Management”; (7) by striking out, immediately after “Commissioner of Education;”, the words “Chief of the Bureau of Marine Inspection

62 Stat. 904,
28 U. S. C., Supp.
II, § 411 (a).

and Navigation", and inserting in lieu thereof the words "Commissioner of Customs; Commandant of the Coast Guard", and (8) by striking out immediately after "Director of the Census" the words "Chief Forester, National Park Service, Department of the Interior" and inserting in lieu thereof the words "Chief of Forest Service, Department of Agriculture".

62 Stat. 905.
28 U. S. C., Supp.
II, § 411 (b).

(b) The first paragraph of subsection (b) of such section 411 is amended (1) by striking out the words "Secretary of War", and inserting in lieu thereof the words "Secretary of the Army"; and (2) by striking out "court-martial", and inserting in lieu thereof, the word "court-martial".

62 Stat. 906.
28 U. S. C., Supp.
II, § 413.

SEC. 69. (a) The third paragraph of section 413 of title 28, United States Code, is amended by striking out the words "Tax Court", and the comma immediately following such words, where they appear in such paragraph.

62 Stat. 906.
28 U. S. C., Supp.
II, § 413.

(b) Such section 413 is further amended by adding a sixth paragraph thereto to read as follows:

"The Attorney General and the Director in the procurement of law books, books of reference or periodicals may exchange or sell similar items and apply the allowance or proceeds to payment in whole or in part of the cost of the items procured."

62 Stat. 906.
28 U. S. C., Supp.
II, § 415.

SEC. 70. Section 415 of title 28, United States Code, is amended by striking out the item "(4) Commissioner of the General Land Office," and inserting in lieu thereof the item "(4) Director of the Bureau of Land Management,".

62 Stat. 910.
28 U. S. C., Supp.
II, § 507 (a).

SEC. 71. Section 507 of title 28, United States Code, is amended by striking out the word "It" at the beginning of subsection (a) of such section, and inserting in lieu thereof the following: "Except as otherwise provided by law, it".

62 Stat. 913.
28 U. S. C., Supp.
II, § 553 (3).

SEC. 72. Subdivision (3) of section 553 of title 28, United States Code, is amended to read as follows: "(3) His expense of travel and subsistence and that of his deputies away from their respective official stations on official business, including a mileage allowance, not to exceed 7 cents per mile for use of privately owned automobiles or airplanes together with the actual cost of ferry fares and bridge, road and tunnel tolls, in lieu of actual expense of transportation whenever such mode of transportation is authorized or approved as more advantageous for the government;".

62 Stat. 913.
28 U. S. C., Supp.
II, prec. § 601.

SEC. 72a. The analysis of chapter 41 of title 28, United States Code, immediately preceding section 601 of such title, is amended by striking out the item "609. Courts, appointive power unaffected" and inserting in lieu thereof, the following: "609. Courts' appointive power unaffected".

62 Stat. 916.
28 U. S. C., Supp.
II, § 631 (b).

SEC. 73. The last sentence of subsection (b) of section 631 of title 28, United States Code, is amended (1) by inserting "part-time" immediately preceding "referee", and (2) by inserting immediately after the word "Courts" and preceding the period at the end of such sentence, the words "but the Director may fix the aggregate amount of compensation to be received for performing the duties of commissioner and clerk or deputy clerk".

62 Stat. 919.
28 U. S. C., Supp.
II, § 676 (a).

SEC. 74. Subsection (a) of section 676 of title 28, United States Code, is amended by inserting immediately after "printers" and preceding "the Court", the word "whom".

62 Stat. 920.
28 U. S. C., Supp.
II, § 713.

SEC. 75. Section 713 of title 28, United States Code, is amended by striking out the symbol "(a)" which precedes the second subsection (paragraph) of such section, and inserting in lieu thereof the symbol "(b)"; and by redesignating present subsections (b) and (c) as subsections "(c)" and "(d)", respectively.

SEC. 76. The third sentence of the second paragraph of section 832 of title 28, United States Code, is amended by striking out the word "Administration", and inserting in lieu thereof the word "Administrative".

62 Stat. 924.
28 U. S. C., Supp.
II, § 832.

SEC. 77. The analysis of Chapter 55 of title 28, United States Code, immediately preceding section 871 of such title, is amended by striking out the item "872. Marshal.", and inserting in lieu thereof the following: "872. Marshal; appointment."

62 Stat. 925.
28 U. S. C., Supp.
II, prec. § 871.

SEC. 78. The catchline to section 872 of title 28, United States Code, is amended by striking out the words "and tenure".

62 Stat. 925.
28 U. S. C., Supp.
II, § 872.

SEC. 78a. The analysis of chapter 57 of title 28, United States Code, immediately preceding section 951 of such title is amended by striking out the item "955. Practice of law by clerks restricted" and inserting in lieu thereof the following: "955. Practice of law restricted".

62 Stat. 925.
28 U. S. C., Supp.
II, prec. § 951.

SEC. 79. Subdivision (1) of section 1333 of title 28, United States Code, is amended to read as follows:

62 Stat. 931.
28 U. S. C., Supp.
II, § 1333 (1).

"(1) Any civil case of admiralty or maritime jurisdiction, saving to suitors in all cases all other remedies to which they are otherwise entitled."

SEC. 80. (a) Subdivision (1) of subsection (a) of section 1346 of title 28, United States Code, is amended by striking out the semicolon immediately following the words "internal-revenue laws", and by inserting in lieu thereof a comma and immediately following such comma the words and characters as follows: "(i) if the claim does not exceed \$10,000 or (ii)".

62 Stat. 933.
28 U. S. C., Supp.
II, § 1346 (a) (1).

(b) Subsection (b) of such section 1346 is amended by striking out the reference "chapter 173", and inserting in lieu thereof "chapter 171".

62 Stat. 933.
28 U. S. C., Supp.
II, § 1346 (b).

(c) Section 1351 of title 28, United States Code, exclusive of the catch line, is amended to read as follows: "The district courts shall have original jurisdiction, exclusive of the courts of the States, of all actions and proceedings against consuls or vice consuls of foreign states."

Ante, p. 62.
62 Stat. 934.
28 U. S. C., Supp.
II, § 1351.

SEC. 81. Subsection (a) of section 1406 of title 28, United States Code, is amended by striking out the word "shall" and inserting in lieu thereof the words "shall dismiss, or if it be in the interest of justice,".

62 Stat. 937.
28 U. S. C., Supp.
II, § 1406 (a).

SEC. 82. Section 1444 of title 28, United States Code, is amended by inserting the word "court" immediately after the word "State" and preceding the word "may", and by striking out the word "divisions", and inserting in lieu thereof the word "division".

62 Stat. 938.
28 U. S. C., Supp.
II, § 1444.

SEC. 83. (a) Subsection (b) of section 1446 of title 28, United States Code, is amended to read as follows:

62 Stat. 939.
28 U. S. C., Supp.
II, § 1446 (b).
Time for filing petition.

"(b) The petition for removal of a civil action or proceeding shall be filed within twenty days after the receipt by the defendant, through service or otherwise, of a copy of the initial pleading setting forth the claim for relief upon which such action or proceeding is based, or within twenty days after the service of summons upon the defendant if such initial pleading has then been filed in court and is not required to be served on the defendant, whichever period is shorter.

"If the case stated by the initial pleading is not removable, a petition for removal may be filed within twenty days after receipt by the defendant, through service or otherwise, of a copy of an amended pleading, motion, order or other paper from which it may first be ascertained that the case is one which is or has become removable."

(b) Subsection (e) of such section 1446 is amended to read as follows:

62 Stat. 939.
28 U. S. C., Supp.
II, § 1446 (e).

"(e) Promptly after the filing of such petition and bond the defendant or defendants shall give written notice thereof to all adverse

parties and shall file a copy of the petition with the clerk of such State court, which shall effect the removal and the State court shall proceed no further unless and until the case is remanded.”.

62 Stat. 939.
28 U. S. C., Supp.
II, § 1447.

SEC. 84. (a) Section 1447 of title 28, United States Code, is amended by striking out subsections (c) and (d), as contained in such section, by renumbering present subsection (e) of such section as subsection “(c)” thereof, and by adding at the end of the first sentence of such subsection (c), as hereby so re-designated, but preceding the period at the end thereof, the following: “, and may order the payment of just costs”.

62 Stat. 939.
28 U. S. C., Supp.
II, § 1447.

(b) Such section 1447 is further amended by inserting at the end thereof a new subsection (d), as follows:

“(d) An order remanding a case to the State court from which it was removed is not reviewable on appeal or otherwise.”.

62 Stat. 940.
28 U. S. C., Supp.
II, § 1449.

SEC. 85. Section 1449 of title 28, United States Code, is amended to read as follows:

“§ 1449. State court record supplied

“Where a party is entitled to copies of the records and proceedings in any suit or prosecution in a State court, to be used in any district court of the United States, and the clerk of such State court, upon demand, and the payment or tender of the legal fees, fails to deliver certified copies, the district court may, on affidavit reciting such facts, direct such record to be supplied by affidavit or otherwise. Thereupon such proceedings, trial, and judgment may be had in such district court, and all such process awarded, as if certified copies had been filed in the district court.”.

62 Stat. 940.
28 U. S. C., Supp.
II, prec. § 1491.

SEC. 86. Chapter 91 of title 28, United States Code, is amended by inserting at the end of the chapter analysis preceding section 1491 of such title, the following new item: “1505. Indian claims.”

62 Stat. 941.
28 U. S. C., Supp.
II, § 1498.

SEC. 87. The first paragraph of section 1498 of title 28, United States Code, is amended to read as follows:

“Whenever an invention described in and covered by a patent of the United States is used or manufactured by or for the United States without license of the owner thereof or lawful right to use or manufacture the same, the owner’s remedy shall be by action against the United States in the Court of Claims for the recovery of his reasonable and entire compensation for such use and manufacture.”.

62 Stat. 942.
28 U. S. C., Supp.
II, § 1502.

SEC. 88. Section 1502 of title 28, United States Code, is amended by striking out the words “or with Indian tribes”.

62 Stat. 942.
28 U. S. C., Supp.
II, § 1504.

SEC. 89. (a) Title 28, United States Code, is further amended by inserting in chapter 91 thereof, immediately following section 1504, a new section, to be designated as section 1505, as follows:

“§ 1505. Indian claims

“The Court of Claims shall have jurisdiction of any claim against the United States accruing after August 13, 1946, in favor of any tribe, band, or other identifiable group of American Indians residing within the territorial limits of the United States or Alaska whenever such claim is one arising under the Constitution, laws or treaties of the United States, or Executive orders of the President, or is one which otherwise would be cognizable in the Court of Claims if the claimant were not an Indian tribe, band or group.”.

62 Stat. 943.
28 U. S. C., Supp.
II, § 1542 (2).

(b) Paragraph numbered (2) of section 1542 of title 28, United States Code, is amended to read as follows:

“(2) the Commissioner of Patents as to trade-mark applications and proceedings as provided in section 1071 of title 15.”

62 Stat. 944.
28 U. S. C., Supp.
II, § 1651 (a).

SEC. 90. Subsection (a) of section 1651 of title 28, United States Code, is amended by inserting immediately after the word “jurisdiction”, and before the word “agreeable”, the word “and”.

SEC. 91. Section 1654 of title 28, United States Code, is amended by striking out the period at the end of such section, and inserting immediately after the word "counsel", the following: "as, by the rules of such courts, respectively, are permitted to manage and conduct causes therein."

62 Stat. 944.
28 U. S. C., Supp.
II, § 1654.

SEC. 92. (a) The analysis of chapter 115 of title 28, United States Code, immediately preceding section 1731, is amended by striking out the item "1745. Printed copies of patent specifications and drawings," and by renumbering item 1746 as "1745".

62 Stat. 945.
28 U. S. C., Supp.
II, prec. § 1731.

(b) Section 1741 of title 28, United States Code, is amended by striking out, immediately after "shall be", the word "admissable", and inserting in lieu thereof the word "admissible".

62 Stat. 948.
28 U. S. C., Supp.
II, § 1741.

(c) The first paragraph of section 1744 of title 28, United States Code, is amended by striking out after "relating to" the words "registered trade-marks, labels, or prints," and inserting in lieu thereof the word "patents," and by inserting after "Commissioner of Patents," the words "or by another officer of the Patent Office authorized to do so by the Commissioner".

62 Stat. 948.
28 U. S. C., Supp.
II, § 1744.

(d) Section 1745 of title 28, United States Code, is repealed.

62 Stat. 948.
28 U. S. C., Supp.
II, § 1745.

(e) Section 1746 of title 28, United States Code, is renumbered "1745".

62 Stat. 948.
28 U. S. C., Supp.
II, § 1746.

SEC. 93. Section 1782 of title 28, United States Code, is amended by striking out "residing", which appears as the sixth word in the first paragraph, and by striking out from the same paragraph the words "civil action" and in lieu thereof inserting "judicial proceeding".

62 Stat. 949.
28 U. S. C., Supp.
II, § 1782.

SEC. 94. Section 1821 of title 28, United States Code, is amended by inserting at the end thereof a new paragraph as follows:

62 Stat. 950.
28 U. S. C., Supp.
II, § 1821.
Ante, p. 65.

"When a witness is detained in prison for want of security for his appearance, he shall be entitled, in addition to his subsistence, to a compensation of \$1 per day."

SEC. 95. The second sentence of subsection (a) of section 1823 of title 28, United States Code, is amended by striking out "appearing", and inserting in lieu thereof the word "appearing".

62 Stat. 950.
28 U. S. C., Supp.
II, § 1823 (a).

SEC. 96. Section 1866 of title 28, United States Code, exclusive of the catchline to such section, is amended to read as follows:

62 Stat. 952.
28 U. S. C., Supp.
II, § 1866.

"(a) Whenever sufficient petit jurors are not available, the court may require the United States marshal to summon a sufficient number of talesmen from the bystanders.

"(b) When a special jury is ordered by a district court, it shall be returned by the marshal in the same manner and form as is required in such case by the law of the State in which such district court sits."

SEC. 97. The second, third, and fourth paragraphs of section 1871 of title 28, United States Code, are amended to read as follows:

62 Stat. 953.
28 U. S. C., Supp.
II, § 1871.
Post, p. 411.

"For actual attendance at the place of trial or hearing and for the time necessarily occupied in going to and from such place at the beginning and end of such service or at any time during the same, \$5 per day. Any juror required to attend more than thirty days in hearing one case may be paid in the discretion and upon the certification of the trial judge a per diem fee not exceeding \$10 for each day in excess of thirty days he is required to hear such case:

"For the distance necessarily traveled to and from a juror's residence by the shortest practicable route in going to and returning from the place of trial or hearing at the beginning and at the end of the term of service, 5 cents per mile. For additional necessary daily transportation the cost of travel by common carrier not exceeding \$2 per day shall be allowed, or if it is not practicable to travel by common carrier 5 cents per mile shall be allowed but not to exceed \$2 per day, or if daily travel appears impracticable, subsistence of \$2 per day shall be allowed. Whenever in any case the jury is ordered to be kept together

and not to separate, the cost of subsistence during such period shall be paid by the marshal upon the order of the court in lieu of the foregoing subsistence allowance.

“Jury fees and travel and subsistence allowances provided by this section shall be paid by the United States Marshal on the certificate of the clerk of the court, and in the case of jury fees in excess of \$5 per diem, when allowed as hereinabove provided, on the certificate of the trial judge.”.

62 Stat. 955,
28 U. S. C., Supp.
II, § 1915 (b).

SEC. 98 (a) Subsection (b) of section 1915 of title 28, United States Code, is amended by inserting, immediately after the word “if”, and preceding the word “required”, the words “such printing is”.

62 Stat. 955,
28 U. S. C., Supp.
II, § 1915 (e).

(b) Subsection (e) of such section 1915 is amended by inserting immediately after the words “stenographic transcript”, the words “or printed record”.

62 Stat. 958,
28 U. S. C., Supp.
II, § 2001 (a).

SEC. 99. The second paragraph of subsection (a) of section 2001 of title 28, United States Code, is amended by striking out “ancillary”, immediately preceding the final word in such paragraph, and inserting in lieu thereof the word “ancillary”.

62 Stat. 959,
28 U. S. C., Supp.
II, § 2002.

SEC. 100. The third paragraph of section 2002 of title 28, United States Code, is amended by striking out the Roman numeral “II”, after the word “Title”, and inserting in lieu thereof “11”.

62 Stat. 959,
28 U. S. C., Supp.
II, § 2003.

SEC. 101. The first paragraph of section 2003 of title 28, United States Code, is amended by striking out, immediately after “levying on”, the word “reality”, and inserting in lieu thereof the word “realty”.

62 Stat. 961,
28 U. S. C., Supp.
II, § 2071.

SEC. 102. Section 2071 of title 28, United States Code, exclusive of the catchline to such section, is amended to read as follows:

“The Supreme Court and all courts established by Act of Congress may from time to time prescribe rules for the conduct of their business. Such rules shall be consistent with Acts of Congress and rules of practice and procedure prescribed by the Supreme Court.”.

62 Stat. 961,
28 U. S. C., Supp.
II, § 2072.
Post, p. 446.

SEC. 103. The third paragraph of section 2072 of title 28, United States Code, is amended by striking out the words “Attorney General”, and inserting in lieu thereof the words “Chief Justice”.

62 Stat. 961,
28 U. S. C., Supp.
II, § 2073.

SEC. 104. The third paragraph of section 2073 of title 28, United States Code, is amended by striking out the words “Attorney General”, and inserting in lieu thereof the words “Chief Justice”.

62 Stat. 961,
28 U. S. C., Supp.
II, prec. § 2101.

SEC. 105. The analysis of chapter 133 of title 28, United States Code, immediately preceding section 2101 of such title, is amended by inserting, immediately after and underneath item 2110 in such analysis, a new item, as follows: “2111. Harmless error.”.

62 Stat. 962,
28 U. S. C., Supp.
II, § 2101 (c).

SEC. 106. (a) Subsection (c) of section 2101 of title 28, United States Code, is amended to read as follows:

“(c) Any other appeal or any writ of certiorari intended to bring any judgment or decree in a civil action, suit or proceeding before the Supreme Court for review shall be taken or applied for within ninety days after the entry of such judgment or decree. A justice of the Supreme Court, for good cause shown, may extend the time for applying for a writ of certiorari for a period not exceeding sixty days.”.

62 Stat. 962;
28 U. S. C., Supp.
II, § 2101.

(b) Section 2101 of such title is further amended by redesignating present subsections (d) and (e) of such section as subsections “(e)” and “(f)”, respectively, and by inserting immediately after and underneath subsection (c) of such section, as amended by subsection (a) of this section, a new subsection (d) to read as follows:

“(d) The time for appeal or application for a writ of certiorari to review the judgment of a State court in a criminal case shall be as prescribed by rules of the Supreme Court.”.

62 Stat. 963;
28 U. S. C., Supp.
II, § 2107.

SEC. 107. The third paragraph of section 2107 of title 28, United States Code, is amended to read as follows:

"In any action, suit or proceeding in admiralty, the notice of appeal shall be filed within ninety days after the entry of the order, judgment or decree appealed from, if it is a final decision, and within fifteen days after its entry if it is an interlocutory decree."

SEC. 108. The fourth paragraph of section 2107 of title 28, United States Code, is amended by striking out the words "The district court, in any such action, suit or proceeding, may", and inserting in lieu thereof the words "The district court may".

62 Stat. 963.
28 U. S. C., Supp.
II, § 2107.

Such fourth paragraph is further amended by striking out, immediately after "showing of", the word "excusable", and inserting in lieu thereof "excusable".

SEC. 109. Section 2110 of title 28, United States Code, is amended by striking out the words "three months", and inserting in lieu thereof the words "ninety days".

62 Stat. 964.
28 U. S. C., Supp.
II, § 2110.

SEC. 110. Title 28, United States Code, is further amended by inserting, immediately after section 2110 thereof, a new section, as follows:

62 Stat. 964.
28 U. S. C., Supp.
II, § 2110.

§ 2111. Harmless error

"On the hearing of any appeal or writ of certiorari in any case, the court shall give judgment after an examination of the record without regard to errors or defects which do not affect the substantial rights of the parties."

SEC. 111. Section 2201 of title 28, United States Code, is amended by striking out "ar decree—" which follows the words "final judgment" in the second sentence, and inserting in lieu thereof the words "or decree".

62 Stat. 964.
28 U. S. C., Supp.
II, § 2201.

SEC. 112. Subsection (b) of section 2241 of title 28, United States Code, is amended by inserting a comma after "Supreme Court", and by inserting a comma after "any justice thereof", near the beginning of such subsection.

62 Stat. 964.
28 U. S. C., Supp.
II, § 2241 (b).

SEC. 113. The second paragraph of section 2253 of title 28, United States Code, is amended by striking out "3041", preceding "of Title 18", and inserting in lieu thereof "3042".

62 Stat. 967.
28 U. S. C., Supp.
II, § 2253.

SEC. 114. The first paragraph of section 2255 of title 28, United States Code, is amended by striking out the words "court of the United States", and inserting in lieu thereof the words "court established by Act of Congress."

62 Stat. 967.
28 U. S. C., Supp.
II, § 2255.

SEC. 115. The second paragraph of section 2321 of title 28, United States Code, is amended by striking out "20, 43, and 49 of Title 49", after "sections", and inserting in lieu thereof "20, 23, and 43 of Title 49".

62 Stat. 969.
28 U. S. C., Supp.
II, § 2321.

SEC. 116. The first paragraph of section 2323 of title 28, United States Code, is amended by striking out "20, 43, and 49 of Title 49", after "sections", and inserting in lieu thereof "20, 23, and 43 of Title 49".

62 Stat. 970.
28 U. S. C., Supp.
II, § 2323.

SEC. 117. Section 2361 of title 28, United States Code, is amended by striking out the words "In any interpleader action," and inserting in lieu thereof: "In any civil action of interpleader or in the nature of interpleader under section 1335 of this title," and by inserting after "instituting" and before "any proceeding" the words "or prosecuting".

62 Stat. 970.
28 U. S. C., Supp.
II, § 2361.

SEC. 118. The analysis of chapter 161 of title 28, United States Code, immediately preceding section 2401 of such title, is amended by striking out the item "2411. Interest on judgments against United States," and inserting in lieu thereof "2411. Interest."

62 Stat. 971.
28 U. S. C., Supp.
II, prec. § 2401.

SEC. 119. Subsection (b) of section 2410 of title 28, United States Code, is amended to read as follows:

62 Stat. 973.
28 U. S. C., Supp.
II, § 2410 (b).

"(b) The complaint shall set forth with particularity the nature of the interest or lien of the United States. In actions in the State courts service upon the United States shall be made by serving the

process of the court with a copy of the complaint upon the United States attorney for the district in which the action is brought or upon an assistant United States attorney or clerical employee designated by the United States attorney in writing filed with the clerk of the court in which the action is brought and by sending copies of the process and complaint, by registered mail, to the Attorney General of the United States at Washington, District of Columbia. In such actions the United States may appear and answer, plead or demur within sixty days after such service or such further time as the court may allow."

62 Stat. 973.
28 U. S. C., Supp.
II, § 2411.

SEC. 120. Section 2411 of title 28, United States Code, is amended to read as follows:

"§ 2411. Interest

"(a) In any judgment of any court rendered (whether against the United States, a collector or deputy collector of internal revenue, a former collector or deputy collector, or the personal representative in case of death) for any overpayment in respect of any internal-revenue tax, interest shall be allowed at the rate of 6 per centum per annum upon the amount of the overpayment, from the date of the payment or collection thereof to a date preceding the date of the refund check by not more than thirty days, such date to be determined by the Commissioner of Internal Revenue. The Commissioner is authorized to tender by check payment of any such judgment, with interest as herein provided, at any time after such judgment becomes final, whether or not a claim for such payment has been duly filed, and such tender shall stop the running of interest, whether or not such refund check is accepted by the judgment creditor.

62 Stat. 933.
28 U. S. C., Supp.
II, § 1346.
Ante, pp. 62, 101.

"(b) Except as otherwise provided in subsection (a) of this section, on all final judgments rendered against the United States in actions instituted under section 1346 of this title, interest shall be computed at the rate of 4 per centum per annum from the date of the judgment up to, but not exceeding, thirty days after the date of approval of any appropriation Act providing for payment of the judgment."

62 Stat. 980.
28 U. S. C., Supp.
II, prec. § 2631.

SEC. 121. The analysis of chapter 169 of title 28, United States Code, immediately preceding section 2631 of such title, is amended by striking out the item "2642. Disqualification of judge.", and inserting in lieu thereof: "2642. Amendment of protests, appeals and pleadings."

62 Stat. 980.
28 U. S. C., Supp.
II, § 2631.

SEC. 122. The second paragraph of section 2631 of title 28, United States Code, is amended by striking out the words "and without regard to any invalidity of the original appraisement", and inserting in lieu thereof the following: "or that the original appraisement for any reason may be held invalid or void".

62 Stat. 982.
28 U. S. C., Supp.
II, § 2641.

SEC. 123. Title 28, United States Code, is further amended by inserting, immediately after section 2641, a new section, as follows:

"§ 2642. Amendment of protests, appeals and pleadings

"The Customs Court under its rules and in its discretion may permit amendment of protests, appeals for reappraisement, applications for review, petitions for remission and pleadings."

62 Stat. 982.
28 U. S. C., Supp.
II, § 2671.

SEC. 124. Section 2671 of title 28, United States Code, is amended by striking out "offet", appearing in the quoted words in the third definition contained in such section, and inserting in lieu thereof the word "office".

62 Stat. 983.
28 U. S. C., Supp.
II, § 2672.
Ante, p. 62.

SEC. 125. The third paragraph of section 2672 of title 28, United States Code, is amended by striking out the figure "2678", and inserting in lieu thereof "2677".

SEC. 126. The second sentence of subsection (b) of section 2675 of title 28, United States Code, is amended by striking out the word "subsection" appearing therein and inserting in lieu thereof the word "section".

62 Stat. 984.
28 U. S. C., Supp.
II, § 2675 (b).

SEC. 127. Section 32 of the Act of June 25, 1948, chapter 646, 62 Stat. 991, is amended to read as follows:

28 U. S. C., Supp.
II, § 451 note.

"SEC. 32. (a) All laws of the United States in force on September 1, 1948, in which reference is made to a 'circuit court of appeals'; 'senior circuit judge'; 'senior district judge'; 'presiding judge'; 'chief justice', except when reference to the Chief Justice of the United States is intended; or 'justice', except when used with respect to a justice of the Supreme Court of the United States in his capacity as such or as a circuit justice, are hereby amended by substituting 'court of appeals' for 'circuit court of appeals'; 'chief judge of the circuit' for 'senior circuit judge'; 'chief judge of the district court' for 'senior district judge'; 'chief judge' for 'presiding judge'; 'chief judge' for 'chief justice', except when reference to the Chief Justice of the United States is intended; and 'judge' for 'justice', except when the latter term is used with respect to a justice of the Supreme Court of the United States in his capacity as such or as a circuit justice.

"(b) All laws of the United States in force on September 1, 1948, in which reference is made to the Supreme Court of the District of Columbia or to the District Court of the United States for the District of Columbia are amended by substituting 'United States District Court for the District of Columbia' for such designations.

"(c) All laws of the United States in force on September 1, 1948, in which reference is made to the 'Conference of Senior Circuit Judges', or to the 'Judicial Conference of Senior Circuit Judges' are amended by substituting 'Judicial Conference of the United States' for such designations.

"(d) This section shall not be construed to amend historical references to courts or judicial offices which have no present or future application to such courts or offices."

SEC. 128. Subsection (a) of section 1141 of the Internal Revenue Code (26 U. S. C., sec. 1141 (a)), as amended, is amended by striking out the words "circuit courts of appeals and the United States Court of Appeals for the District of Columbia", appearing in such subsection, and substituting in lieu thereof "courts of appeals".

53 Stat. 164.
26 U. S. C., Supp.
II, § 1141 (a).

SEC. 129. (a) The analysis of chapter 4, immediately preceding section 101 of title 4 of the United States Code, entitled, "Flag and Seal, Seat of Government, and the States", is amended by inserting, immediately after and below item 110, the following new item:

61 Stat. 643.
4 U. S. C., Supp. II,
prec. § 101.

"111. Compacts between States for cooperation in prevention of crime; consent of Congress."

(b) Such title 4 of the United States Code is further amended by inserting, immediately following section 110, a new section, as follows:

"§ 111. Compacts between States for cooperation in prevention of crime; consent of Congress"

61 Stat. 645.
4 U. S. C., Supp. II,
§ 110.

"The consent of Congress is hereby given to any two or more States to enter into agreements or compacts for cooperative effort and mutual assistance in the prevention of crime and in the enforcement of their respective criminal laws and policies, and to establish such agencies, joint or otherwise, as they may deem desirable for making effective such agreements and compacts."

SEC. 130. Clause (1) of subdivision c of section 14 of the Act of July 1, 1898 (ch. 541, 30 Stat. 550; 11 U. S. C., sec. 32, subd. c. cl. (1)), as

62 Stat. 689,
18 U. S. C., Supp.
II, § 152.

62 Stat. 689,
18 U. S. C., Supp.
II, §§ 151-155.

38 Stat. 208.
62 Stat. 968,
28 U. S. C., Supp.
II, § 2284.

Regulations for con-
tractors, etc.

U. S. District Court
for D. C.

Appointment of au-
ditors, messengers, etc.

amended, is amended by striking out the words "this Act", and inserting in lieu thereof "title 18, United States Code, section 152".

SEC. 131. Clause (3) of subdivision a of section 64 of the Act of July 1, 1898 (ch. 541, 30 Stat. 563; 11 U. S. C. § 104, subd. a, cl. (3)), as amended, is amended by striking out the words "this Act", and inserting in lieu thereof: "Chapter 9 of Title 18 of the United States Code".

SEC. 132. Subsection (a) of section 402 of the Act approved June 19, 1934 (ch. 652, 48 Stat. 1093; 47 U. S. C. 402 (a)), as amended, is amended (1) by striking out the words "the Act of October 22, 1913 (38 Stat. 219)", and inserting in lieu thereof "title 28 of the United States Code", and (2) by striking out, at the end of such subsection, the words "that Act", and inserting in lieu thereof the words "such title 28".

SEC. 133. Subsection (g) of section 205 of part II of the Interstate Commerce Act, as amended (49 U. S. C. sec. 305 (g)), such subsection having been added to such Act as subsection (h) of section 205 thereof by the Act approved August 9, 1935, chapter 498, 49 Stat. 548, and redesignated as subsection (g) by the Act approved September 18, 1940, chapter 722, title I, section 20 (c), 54 Stat. 922, is amended by striking out "the Urgent Deficiency Appropriation Act, October 22, 1913," and inserting in lieu thereof the following: "section 2284 of title 28 of the United States Code,".

SEC. 134. Section 2 of the Act of June 13, 1934 (chapter 482, 48 Stat. 948; 40 U. S. C., § 276c) is amended to read as follows:

"The Secretary of Labor shall make reasonable regulations for contractors and subcontractors engaged in the construction, prosecution, completion or repair of public buildings, public works or buildings or works financed in whole or in part by loans or grants from the United States, including a provision that each contractor and subcontractor shall furnish weekly a sworn affidavit with respect to the wages paid each employee during the preceding week."

"SEC. 135. (a) Section 61 of the Act approved March 3, 1901 (ch. 854, 31 Stat. 1199; D. C. Code, 1940 edition, sec. 11-305), which section was repealed by section 39 of the Act approved June 25, 1948 (ch. 646, 62 Stat. 992), is hereby reenacted and amended to read as follows:

"SEC. 61. JURISDICTION.—The United States District Court for the District of Columbia, in addition to its jurisdiction as a United States district court, shall continue to have and exercise all the jurisdiction possessed and exercised by it on August 31, 1948."

(b) The reenactment and amendment, by subsection (a) of this section, of section 61 of the Act approved March 3, 1901 (ch. 854, 31 Stat. 1199; D. C. Code, 1940 edition, sec. 11-305) shall be deemed to be in effect as of September 1, 1948.

SEC. 136. Section 65 of the Act approved March 3, 1901 (ch. 854, 31 Stat. 1200; D. C. Code, 1940 edition, sec. 11-312), as amended, is amended to read as follows:

"SEC. 65. The United States District Court for the District of Columbia may appoint an auditor and also a messenger for each judge and all other officers of the court necessary for the due administration of justice."

SEC. 137. Section 224 of the Act approved March 3, 1901 (ch. 854, 31 Stat. 1224; D. C. Code, 1940 edition, sec. 11-204), as last amended by section 15 of the Act approved June 25, 1948 (ch. 646, 62 Stat. 988), is further amended (1) by striking out, immediately after the word "Deputy" in the catchline of such section, the word "clerk", and inserting in lieu thereof the word "clerks", and (2) by striking out

immediately after the word "deputy" near the beginning of the first sentence of such section, the word "clerk", and inserting in lieu thereof the word "clerks".

SEC. 138. The first paragraph of section 229 of the Act approved March 3, 1901 (ch. 854, 31 Stat. 1226; D. C. Code, 1940 edition, sec. 11-206), as amended, is amended to read as follows:

"SEC. 229. REPORTER.—The United States Court of Appeals for the District of Columbia is authorized to appoint a reporter, who shall serve during the pleasure of the court and whose duty shall be to report, edit, and publish, in form to be prescribed by the court, its opinions."

SEC. 139. Section 1062 of the Act approved March 3, 1901 (ch. 854, 31 Stat. 1357; D. C. Code, 1940 edition, sec. 14-204), as amended, which was repealed by section 39 of the Act approved June 25, 1948 (ch. 646, 62 Stat. 992), is hereby reenacted and amended to read as follows:

"When a commission is issued or notice given to take the testimony of any witness found within the District of Columbia, to be used in an action pending in any court of a State, Territory or Possession or place under the jurisdiction of the United States, such testimony may be taken by leave of a judge of the United States District court in like manner and with like effect as other depositions are taken in United States district courts."

Testimony of witnesses in D. C.

SEC. 140. Section 1109 of the Act approved March 3, 1901 (ch. 854, 31 Stat. 1363; D. C. Code, 1940 edition, sec. 11-1502) is amended to read as follows:

"SEC. 1109. ATTORNEYS, SOLICITORS, AND PROCTORS.—Attorney's, solicitor's and proctor's docket fees may be taxed in the amounts fixed by title 28, United States Code, section 1923."

SEC. 141. (a) The "Schedule of Laws Repealed", immediately following section 39 of the Act of June 25, 1948 (chapter 646, 62 Stat. 992), is hereby amended as follows: (1) in the "Section" column relating to the Act of April 19, 1920, chapter 153, 41 Stat. 556 (D. C. Code, 1940 ed., sec. 11-314), insert "1 (only that part which amends section 67 of the Act of March 3, 1901, ch. 854)"; (2) in the "Chapter" column of the second item listed under "1899--Mar. 3", strike out "42.7" and insert "427"; (3) in the "Page" column relating to the Act of May 27, 1908, chapter 205, section 3, strike out "06" and insert "406"; (4) in the "U. S. Code" section column, containing section references corresponding to stipulated sections of the Act of March 3, 1911, chapter 231, 36 Statutes at Large, strike out "28," which immediately follows "227," and insert "228,"; (5) in the "Date" column relating to the Act of 1930, chapter 184, Title II (part), strike out "Apr. 1\$" and insert "Apr. 18", and, in the "Page" column of the same item, strike out "88" and insert "188"; (6) in the "U. S. Code" title column corresponding to the Act of April 19, 1930, chapter 200, insert "16", and, in the "U. S. Code" section column of the same item, strike out "395a, 395b, 395e, 395f, 395g, 385h, 395li, 385" and insert "395a, 395b, 395e, 395f, 395g, 395h, 395i, 395j"; (7) immediately preceding, and on the same line with the date, "May 8", presently listed in such schedule under the Acts for the year, 1938, insert "1939--", so that such item and the three items following immediately thereunder, will correctly fall under the year, 1939; and (8) in the "Section" column relating to the Act of July 31, 1946, chapter 704, strike out the superior number "51a" which now follows "1 (part)", and insert in lieu thereof "51".

62 Stat. 956,
28 U. S. C., Supp.
II, § 1923.

(b) The amendments made by subsection (a) of this section shall be deemed to be in effect as of September 1, 1948.

Effective date.

Repeals.

SEC. 142. The sections or parts thereof of the Revised Statutes of the District of Columbia and Statutes at Large enumerated in the following schedule are hereby repealed. Any rights or liabilities now existing under such sections or parts thereof shall not be affected by this repeal.

SCHEDULE OF LAWS REPEALED

Revised Statutes, District of Columbia (vol. 18, pt. II)						District of Columbia Code, 1940 edition	
						Title	Section
Section 764 (on page 91).....						11	11-307
Section 771 (on page 92).....						11	11-304
Statutes at Large						District of Columbia Code, 1940 edition	
Date	Chapter	Title	Section	Volume	Page	Title	Section
1901—Mar. 3.....	854	-----	63, 64, 66	31	1200	11	11-310 11-311 11-313
Mar. 3.....	854	-----	68, 69, 70	31	1200	11	11-315 11-316 11-317
Mar. 3.....	854	-----	71, ¹ 73, ¹ 83	31	1201, 1202	11	11-318 11-320 11-322
Mar. 3.....	854	-----	84, 85, ² 185	31	1202, 1220	11	11-324 11-325 11-323
Mar. 3.....	854	-----	210, 211, 216	31	1223	11	11-1414 11-1415 11-1419
Mar. 3.....	854	-----	226, 227	31	1225	17	17-101 17-103
Mar. 3.....	854	-----	230, 231, 232	31	1227	11	11-208 11-209 11-210
1906—Mar. 19....	960	-----	22	34	77	17	17-105
1921—Mar. 3.....	125	-----	12	41	1312	11	11-723 17-101
1938—June 1.....	309	-----	33	52	603	11	17-104 11-934
Statutes at Large						U. S. Code, 1946 edition	
Date	Chapter	Title	Section	Volume	Page	Title	Section
1914—Aug. 22....	264	-----	2	38	699	16	168
1932—Jan. 22....	8	-----	³ 11	-----	-----	15	610
1934—June 6.....	406	-----	-----	48	909	18	⁴ 420
1939—Feb. 10....	2	-----	3741, 3744, 3745 (b) (c) (d)	53	460, 461	26	3741, 3744, 3745(b)(c)(d)
1942—Sept. 16....	561	III	⁵ 302	-----	-----	50	342
1946—July 5.....	540	-----	40	60	440	15	1122
Aug. 13.....	959	-----	24	60	1055	25	70w
1948—Feb. 10....	51	-----	-----	62	19	18	⁴ 107a
Apr. 15.....	183	-----	-----	62	172	10	1393
Apr. 27.....	235	-----	-----	62	200-202	18	⁴ 505-508
May 11.....	276	-----	-----	62	230, 231	18	⁴ 744o
June 3.....	400	II	204	62	321	28	⁴ 435
June 19.....	504	-----	-----	62	484	28	⁶ 584 note
June 25.....	652	-----	-----	62	1016	18	⁶ 600
June 25.....	653	-----	-----	62	1016	18	⁴ 725
June 29.....	716	-----	-----	62	1096	18	⁴ 391
June 29.....	719	-----	1-3	62	1100	18	⁴ 744p, 744q, 744r

¹ As amended by act June 30, 1902, ch. 1329, 32 Stat. 523.

² As amended by act June 30, 1902, ch. 1329, 32 Stat. 527.

³ As so designated sec. 11, and amended by act June 30, 1947, ch. 166, title I, § 1, 61 Stat. 202.

⁴ As so classified to the U. S. Code prior to enactment of revised title 18 U. S. C. by act June 25, 1948, ch. 645, 62 Stat. 683.

⁵ As added to said act of Sept. 16, 1942, ch. 561, by act Apr. 19, 1946, ch. 142, 60 Stat. 102.

⁶ As so classified to the U. S. Code prior to enactment of revised title 28 U. S. C., by act June 25, 1948, ch. 646, 62 Stat. 860.

Approved May 24, 1949.

[CHAPTER 143]

AN ACT

To strengthen and improve the organization and administration of the Department of State, and for other purposes.

May 26, 1949
[S. 1704]

[Public Law 73]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there shall be in the Department of State in addition to the Secretary of State an Under Secretary of State and ten Assistant Secretaries of State.

Department of
State.
Under Secretary and
Assistant Secretaries.

SEC. 2. The Secretary of State and the officers referred to in section 1 of this Act shall be appointed by the President, by and with the advice and consent of the Senate. The Counselor of the Department of State and the Legal Adviser, who are required to be appointed by the President, by and with the advice and consent of the Senate, shall rank equally with the Assistant Secretaries of State. Any such officer holding office at the time the provisions of this Act become effective shall not be required to be reappointed by reason of the enactment of this Act. The Secretary may designate two of the Assistant Secretaries as Deputy Under Secretaries.

Deputy Under Sec-
retaries.

SEC. 3. The Secretary of State, or such person or persons designated by him, notwithstanding the provisions of the Foreign Service Act of 1946 (60 Stat. 999) or any other law, except where authority is inherent in or vested in the President of the United States, shall administer, coordinate, and direct the Foreign Service of the United States and the personnel of the State Department. Any provisions in the Foreign Service Act of 1946, or in any other law, vesting authority in the "Assistant Secretary of State for Administration", the "Assistant Secretary of State in Charge of the Administration of the Department", the "Director General", or any other reference with respect thereto, are hereby amended to vest such authority in the Secretary of State.

Direction of Foreign
Service.

22 U. S. C. § 801 *et*
seq.; Supp. II, § 815
et seq.
Post, p. 407.

SEC. 4. The Secretary of State may promulgate such rules and regulations as may be necessary to carry out the functions now or hereafter vested in the Secretary of State or the Department of State, and he may delegate authority to perform any of such functions to officers and employees under his direction and supervision.

Rules and regula-
tions.

Delegation of au-
thority.

SEC. 5. The following statutes or parts of statutes are hereby repealed:

Repeals.

Section 200 of the Revised Statutes, as amended and amplified by the Acts authorizing the establishment of additional Assistant Secretaries of State, including section 22 of the Act of May 24, 1924 (ch. 182, and the Act of December 8, 1944, R. S. 200; 43 Stat. 146; 58 Stat. 798; 5 U. S. C. 152, as amended by Public Law 767, Eightieth Congress).

62 Stat. 670.
5 U. S. C., Supp. II,
§ 152 note.

Section 202 of the Foreign Service Act of 1946 (60 Stat. 1000) and any other reference in such Act to the "Deputy Director General".

22 U. S. C. § 822.

Section 1041 of the Foreign Service Act of 1946 (60 Stat. 1032).

22 U. S. C. § 811.

Approved May 26, 1949.

[CHAPTER 144]

JOINT RESOLUTION

Requesting the President to issue a proclamation designating Memorial Day, 1949, as a day for a Nation-wide prayer for peace.

May 26, 1949
[S. J. Res. 61]

[Public Law 74]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized and requested to issue a proclamation calling upon the people of the United States to observe Memorial Day, 1949, by praying, each in

Memorial Day, 1949.
Issuance of procla-
mation authorized.

accordance with his religious faith, for permanent peace, designating a period during such day in which all the people of the United States may unite in prayer for a permanent peace; calling upon all the people of the United States to unite in prayer at such time; and calling upon the newspapers, radio stations, and all other mediums of information to join in observing such day and period of prayer.

Approved May 26, 1949.

[CHAPTER 145]

AN ACT

To amend the War Claims Act of 1948.

May 27, 1949
[S. 326]

[Public Law 75]

50 U. S. C., Supp.
II, app. §§ 2001-2013.
62 Stat. 1241.
50 U. S. C., Supp.
II, app. § 2001 (c).

62 Stat. 1245.
50 U. S. C., Supp.
II, app. § 2007 (a).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the War Claims Act of 1948 (62 Stat. 1240) is amended in the following respects:

1. The last sentence of section 2 (c) is amended to read as follows: "The limit of time within which claims may be filed with the Commission shall in no event be later than March 1, 1951."

2. Section 8 (a) is amended by striking out the words "March 31, 1949" and inserting in lieu thereof "March 31, 1950".

Approved May 27, 1949.

[CHAPTER 146]

AN ACT

To provide additional revenue for the District of Columbia.

May 27, 1949
[H. R. 3704]

[Public Law 76]

District of Colum-
bia Revenue Act of
1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act divided into titles and sections may be cited as the "District of Columbia Revenue Act of 1949" and title I of this Act may be cited as the "District of Columbia Sales Tax Act" and title II of this Act may be cited as the "District of Columbia Use Tax Act".

TITLE I—GROSS SALES TAX

DEFINITIONS

"Assessor."

SECTION 101. "Assessor" means the Assessor of the District or his duly authorized representatives.

"Business."

SEC. 102. "Business" includes any activity engaged in by any person or caused to be engaged in by him with the object of gain, benefit, or advantage, either direct or indirect.

"Collector."

SEC. 103. "Collector" means the Collector of Taxes of the District or his duly authorized representatives.

"Commissioners."

SEC. 104. "Commissioners" means the Commissioners of the District or their duly authorized representatives.

"District."

SEC. 105. "District" means the District of Columbia.

"Engaging in busi-
ness."

SEC. 106. "Engaging in business" means commencing, conducting, or continuing in business, as well as liquidating a business when the liquidator thereof holds himself out to the public as conducting such a business.

"Food."

SEC. 107. "Food" means cereals and cereal products; milk and milk products, including ice cream; meat and meat products; fish and fish products; eggs and egg products; vegetables and vegetable products; fruit, fruit products, and fruit juices; bottled soft drinks; spices and salt; flavoring extracts and condiments; sugar and sugar products; coffee and coffee substitutes; tea; cocoa and cocoa products; and ice when used for household consumption: *Provided, however,* That the

word "food" shall not include spiritous or malt liquors, beer, and any other beverages such as are ordinarily dispensed at bars and soda fountains or in connection therewith.

SEC. 108. "Gross receipts" means the total amount of the sales prices of the retail sales of vendors, valued in money, whether received in money or otherwise.

SEC. 109. "Person" includes an individual, partnership, society, club, association, joint-stock company, corporation, estate, receiver, trustee, assignee, or referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of individuals acting as a unit.

SEC. 110. "Purchaser" includes a person who purchases property or to whom are rendered services, receipts from which are taxable under this title.

SEC. 111. "Purchaser's certificate" means a certificate signed by a purchaser and in such form as the Assessor shall prescribe, stating the purpose to which the purchaser intends to put the subject of the sale, or the status or character of the purchaser.

SEC. 112. "Retailer" includes—

(a) every person engaged in the business of making sales at retail;

(b) every person engaged in the business of making retail sales at auction of tangible personal property owned by the person or others;

(c) every person engaged in the business of making sales for storage, use, or other consumption, or in the business of making sales at auction of tangible personal property owned by the person or others for storage, use, or other consumption.

SEC. 113. "Retail establishment" means any premises in which the business of selling tangible personal property is conducted or in or from which any retail sales are made.

SEC. 114. (a) "Retail sale" and "sale at retail" mean the sale in any quantity or quantities of any tangible personal property or service taxable under the terms of this title. Said term shall mean all sales of tangible personal property to any person for any purpose other than those in which the purpose of the purchaser is to resell the property so transferred in the form in which the same is, or is to be, received by him, or to use or incorporate the property so transferred as a material or part of other tangible personal property to be produced for sale by manufacturing, assembling, processing, or refining. For the purpose of the tax imposed by this title, these terms shall include but shall not be limited to the following:

(1) The sale for consumption of any meals, food or drink, or other tangible personal property for a consideration, at any restaurant, hotel, drug store, club, resort, or other place at which meals, food, drink, or other tangible personal property are sold.

(2) Any production, fabrication, or printing of tangible personal property on special order for a consideration.

(3) The sale or charges for any room or rooms, lodgings, or accommodations furnished to transients by any hotel, inn, tourist camp, tourist cabin, or any other place in which rooms, lodgings, or accommodations are regularly furnished to transients for a consideration.

(4) The sale of natural or artificial gas, oil, electricity, solid fuel, or steam, when made to any purchaser for purposes other than resale or for use in manufacturing, assembling, processing, or refining.

(5) The sale of material used in the construction, and of materials used in the repair or alteration, of real property, which materials, upon completion of such construction, alterations, or repairs, become

"Gross receipts."

"Person."

"Purchaser."

"Purchaser's certificate."

"Retailer."

"Retail establishment."

"Retail sale"; "sale at retail."

real property, regardless of whether or not such real property is to be sold or resold.

(6) The grant of the right to continuous possession or use of any article of tangible personal property granted under a lease or contract if such grant of possession would be taxable if outright sale were made; in such event such lease or contract shall be considered the sale of such article and the tax shall be computed and paid by the vendor upon the rentals paid.

Exemptions.

(b) The term "retail sale" and "sale at retail" shall not include the following:

- (1) Sales of tickets for admission to places of amusement and sports.
- (2) Sales of transportation and communication services.
- (3) Professional, insurance, or personal service transactions which involve sales as inconsequential elements for which no separate charges are made.

(4) Any sale in which the only transaction in the District is the mere execution of the contract of sale and in which the tangible personal property sold is not in the District at the time of such execution: *Provided, however,* That nothing contained in this subsection shall be construed to be an exemption from the tax imposed under title II of this Act.

Post, p. 124.

"Return."

SEC. 115. "Return" includes any return filed or required to be filed as herein provided.

"Sales price."

SEC. 116. (a) "Sales price" means the total amount paid by a purchaser to a vendor as consideration for a retail sale, valued in money, whether paid in money or otherwise, without any deduction on account of any of the following:

- (1) The cost of the property sold.
- (2) The cost of materials used, labor or service cost, interest charged, losses, or any other expenses.
- (3) The cost of transportation of the property prior to its sale at retail. The total amount of the sales price includes all of the following: a. Any services that are a part of the sale. b. Any amount for which credit is given to the purchaser by the vendor.

Exemptions.

(b) The term "sales price" does not include any of the following:

- (1) Cash discounts allowed and taken on sales.
- (2) The amount charged for property returned by purchasers to vendors upon rescission of contracts of sale when the entire amounts charged therefor are refunded either in cash or credit, and when the property is returned within ninety days from the date of sale.
- (3) The amount charged for labor or services rendered in installing or applying the property sold.
- (4) The amount of reimbursement of tax paid by the purchaser to the vendor under this title.
- (5) Transportation charges separately stated, if the transportation occurs after the sale of the property is made.

"Sale"; "selling."

SEC. 117. "Sale" and "selling" mean any transaction whereby title or possession, or both, of tangible personal property is or is to be transferred by any means whatsoever for a consideration by a vendor to a purchaser, or any transaction whereby services subject to tax under this title are rendered for consideration or are sold to any purchaser by any vendor, and shall include, but not be limited to, any "sale at retail" as defined in this title. Such consideration may be either in the form of a price in money, rights, or property, or by exchange or barter, and may be payable immediately, in the future, or by installments.

"Semipublic institution."

SEC. 118. "Semipublic institution" means any corporation, and any community chest, fund, or foundation, organized exclusively for

religious, scientific, charitable, or educational purposes, including hospitals, no part of the net earnings of which inures to the benefit of any private shareholder or individual. For the purpose of this title an organization or institution which does not embrace the generally recognized relationship of teacher and student shall be deemed not to be operated for educational purposes.

SEC. 119. "Tangible personal property" means corporeal personal property of any nature.

"Tangible personal property."

SEC. 120. "Tax" means the tax imposed by this title.

"Tax."

SEC. 121. "Taxpayer" means any person required by this title to make returns or to pay the tax imposed by this title.

"Taxpayer."

SEC. 122. "Tax year" means the calendar year, or the taxpayer's fiscal year if it be other than the calendar year when such fiscal year is regularly used by the taxpayer for the purpose of reporting District income taxes as the tax period in lieu of the calendar year.

"Tax year."

SEC. 123. "Vendor" includes a person or retailer selling property or rendering services upon the receipts from which a tax is imposed under this title.

"Vendor."

SEC. 124. The foregoing definitions shall be applicable whenever the words defined are used in this title unless otherwise required by the context.

IMPOSITION OF TAX

SEC. 125. Beginning on and after the first day of the first month succeeding the sixtieth day after the approval of this Act, for the privilege of selling certain tangible personal property at retail sale and for the privilege of selling certain selected services defined as sales at retail in this title, a tax is hereby imposed upon all vendors at the rate of 2 per centum of the gross receipts of any vendor from the sale of such tangible personal property and services.

REIMBURSEMENT FOR THE TAX

SEC. 126. Reimbursement for the tax imposed upon the vendor shall be collected by the vendor from the purchaser on all sales the gross receipts from which are subject to the tax imposed by this title so far as it can be done. It shall be the duty of each purchaser in the District to reimburse the vendor, as provided in section 127 of this title, for the tax imposed by this title. Such reimbursement of tax shall be a debt from the purchaser to the vendor and shall be recoverable at law in the same manner as other debts.

Infra.

RATE OF TAX TO BE COLLECTED BY VENDOR

SEC. 127. For the purpose of collecting his reimbursement as provided in section 126 of this title insofar as it can be done and yet eliminate the fractions of a cent, the vendor shall add to the sales price and collect from the purchaser the following amounts:

Supra:

(a) On each sale where the sales price is from 14 cents to 63 cents, both inclusive, 1 cent;

(b) On each sale where the sales price is from 64 cents to \$1.13, both inclusive, 2 cents;

(c) On each 50 cents of sales price or fraction thereof in excess of \$1.13, 1 cent.

EXEMPTIONS

SEC. 128. Gross receipts from the following sales shall be exempt from the tax imposed by this title:

(a) Sales to the United States or the District or any instrumentality thereof.

"State."

(b) Sales to a State or any of its political subdivisions if such State grants a similar exemption to the District. As used in this subsection, the term "State" means the several States, Territories, and possessions of the United States.

(c) Sales to a semipublic institution: *Provided, however,* That such sales shall not be exempt unless (1) such institution shall have first obtained a certificate from the Assessor stating that it is entitled to such exemption, and (2) the vendor keeps a record of the sales price of each such separate sale, the name of the purchaser, the date of each such separate sale, and the number of such certificate.

(d) (1) Sales of food for human consumption off the premises where such food is sold.

(2) Sales of any food sold for human consumption in hotels, restaurants, cafes, bars, and other establishments where the sales price of the food furnished each individual patron, including any cover, minimum, entertainment, or other charge, is \$1.25 or less: *Provided, however,* That the gross proceeds from all such sales where the sales price to the individual patron is more than \$1.25 shall be subject to the tax imposed by this title without any deductions from such gross proceeds by virtue of the provisions of this subsection: *And provided further,* That the provisions of this title with respect to reimbursement for the tax imposed shall be applicable to every such sale where the sales price to the individual patron is more than \$1.25 without regard to the provisions of this subsection.

43 Stat. 106.
D. C. Code §§ 47-
1901 to 47-1916; Supp.
VII, § 47-1901b *et seq.*

(e) Sales of motor-vehicle fuels upon the sale of which a tax is imposed by the Act entitled "An Act to provide for a tax on motor-vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924, as amended or as may be hereafter amended.

(f) Sales of property purchased by a utility or public-service company for use or consumption in furnishing a commodity or service: *Provided,* That the receipts from furnishing such commodity or service are subject to a gross-receipts or mileage tax in force in the District during or for the period of time covered by any return required to be filed by the provisions of this title.

Ante, p. 114.

(g) Sales of newspapers and publications of semipublic institutions as defined in section 118.

(h) Casual and isolated sales by a vendor who is not regularly engaged in the business of making sales at retail.

(i) Sales of livestock, poultry, seeds, feeds for livestock and poultry, fertilizers, lime, and land plaster used for agricultural purposes.

(j) Sales of food or beverages of any nature if made in any car composing a part of any train or in any aircraft or boat operating within the District in the course of commerce between the District and a State.

(k) Sales of goods made pursuant to bona fide contracts entered into before the date of approval of this Act: *Provided,* That there is a contract in writing signed by the purchaser and vendor which imposes an unconditional liability on the part of the purchaser to buy the goods covered thereby at a fixed price and without escalator clause, and an unconditional liability on the part of the vendor to deliver a definite quantity of such goods at the contract price.

(l) Sales of natural or artificial gas, oil, electricity, solid fuel, or steam, directly used in manufacturing, assembling, processing, or refining.

(m) Sales which a State would be without power to tax under the limitations of the Constitution of the United States.

(n) Sales of motor vehicles and trailers.

(o) Sales of medicines, pharmaceuticals, and drugs whether or not made on prescriptions of duly licensed physicians and surgeons and general and special practitioners of the healing art.

(p) Sales of crutches, wheel chairs for the use of cripples and invalids, and, when designed to be worn on the person of the purchaser or user, artificial limbs, artificial eyes, and artificial hearing devices; sales of false teeth by a dentist and the materials used by a dentist in dental treatment; sales of eyeglasses, when especially designed or prescribed by an ophthalmologist, oculist, or optometrist for the personal use of the owner or purchaser; and sales of artificial braces and supports designed solely for the use of crippled persons.

(q) Sales of cigarettes.

COLLECTION OF TAX

SEC. 129. Upon each sale of tangible personal property or services, the gross receipts from which are taxable under this title, the reimbursement of tax to be collected by the vendor from the purchaser under the provisions of this title shall be stated and charged separately from the sales price and shown separately on any record thereof at the time the sale is made or evidence of sale issued or employed by the vendor.

SEC. 130. It shall be presumed that all receipts from the sale of tangible personal property and services mentioned in this title are subject to tax until the contrary is established, and the burden of proving that a receipt is not taxable hereunder shall be upon the vendor or the purchaser as the case may be. Except as provided in section 128 (c) of this title, unless the vendor shall have taken from the purchaser a certificate signed by and bearing the name and address of the purchaser and the number of his registration certificate to the effect that the property or service was purchased for resale, the receipts from all sales shall be deemed taxable. The certificate herein required shall be in such form as the Assessor shall prescribe and, in case no certificate is furnished or obtained prior to the time the sale is consummated, the tax shall apply to the gross receipts therefrom as if the sale were made at retail.

Ante, p. 116.

SEC. 131. The tax imposed by this title and interest and penalties thereon shall become, from the time due and payable, a personal debt of the person liable to pay the same to the District. An action may be brought at any time within three years from the time the tax shall be due and payable in the name of the District to recover the amount of any taxes, penalties, and interest due under the provisions of this title, but such actions shall be utterly barred after the expiration of the aforesaid three years.

SEC. 132. Whenever the business or property of any person subject to tax under the terms of this title, shall be placed in receivership or bankruptcy, or assignment is made for the benefit of creditors, or if said property is seized under distraint for property taxes, all taxes, penalties, and interest imposed by this title for which said person is in any way liable shall be a prior and preferred claim. Neither the United States marshal, nor a receiver, assignee, or any other officer shall sell the property of any person subject to tax under the terms of this title under process or order of any court without first determining from the Collector the amount of any such taxes due and payable by said person, and if there be any such taxes due, owing, or unpaid under this title it shall be the duty of such officer to first pay to the Collector the amount of said taxes out of the proceeds of said sale before making any payment of any moneys to any judgment creditor

Business placed in
bankruptcy.

or other claimants of whatsoever kind or nature. Any person charged with the administration or distribution of any such property as aforesaid who shall violate the provisions of this section shall be personally liable for any taxes accrued and unpaid which are chargeable against the person otherwise liable for tax under the terms of this section.

SEC. 133. The taxes imposed by this title and penalties and interest thereon may be collected by the Collector in the manner provided by law for the collection of taxes due the District on personal property in force at the time of such collection; and liens for the taxes imposed by this title and penalties thereon may be acquired in the same manner that liens for personal property taxes are acquired. If the Assessor believes that the collection of any tax imposed by this Act will be jeopardized by delay, he shall, whether or not the time otherwise prescribed by law for making return and paying such tax has expired, immediately assess such tax (together with all interest and penalties, the assessment of which is provided for by law). Such tax, penalties, and interest shall thereupon become immediately due and payable, and immediate notice and demand shall be made by the Collector for the payment thereof. Upon failure or refusal to pay such tax, penalty, and interest, collection thereof by distraint shall be lawful.

UNLAWFUL ADVERTISING

SEC. 134. It shall be unlawful for any vendor to advertise or hold out or state to the public or to any customer directly or indirectly that the reimbursement of tax or any part thereof to be collected by the vendor under this title will be assumed or absorbed by the vendor or that it will not be added to the selling price of the property sold or the taxable services rendered, or if added to said price that it, or any part thereof, will be refunded. Any person violating any provision of this section shall upon conviction be fined not more than \$500 or imprisoned for not more than six months, or both, for each offense.

RETURNS AND PAYMENT OF TAX

Penalty.

Monthly return.

SEC. 135. (a) On or before the twentieth day of each calendar month, every vendor who has made any sale at retail, taxable under the provisions of this title, during the preceding calendar month, shall file a return with the Assessor. Such returns shall show the total gross proceeds of the vendor's business for the month for which the return is filed; the gross receipts of the business of the vendor upon which the tax is computed; the amount of tax for which the vendor is liable and such other information as the Assessor deems necessary for the computation and collection of the tax.

(b) The Assessor may permit or require the returns to be made for other periods and upon such other dates as he may specify: *Provided*, That the gross receipts during any tax year shall be included in returns covering such year and no other.

(c) The form of returns shall be prescribed by the Assessor and shall contain such information as he may deem necessary for the proper administration of this title. The Assessor may require amended returns to be filed within twenty days after notice and to contain the information specified in the notice.

SEC. 136. (a) At the time of filing his return as provided by this title, the taxpayer shall pay to the Collector the taxes imposed by this title.

(b) The taxes for the period for which a return is required to be filed by a vendor under this title shall be due by the vendor and payable to the Collector on the date limited for the filing of the

return for such period, without regard to whether a return is filed or whether the return which is filed correctly shows the amount of gross receipts and taxes due thereon.

SEC. 137. On or before thirty days after the end of the tax year of each vendor required to pay to the Collector the tax imposed by the provisions of this title, such vendor shall make an annual return for such tax year in such form as may be required by the Assessor. The Assessor for good cause shown may on the written application of a vendor extend the time for making any return required by this section.

Annual return.

SECRECY OF RETURNS

SEC. 138. (a) Except to any official of the District, having a right thereto in his official capacity, it shall be unlawful for any officer or employee of the District to divulge or make known in any manner the amount of gross proceeds or any particulars relating thereto or the computation thereof set forth or disclosed in any return required to be filed under this title, and neither the original nor a copy of any such return desired for use in litigation in court shall be furnished where neither the District nor the United States is interested in the result of such litigation, whether or not the request is contained in an order of the court: *Provided, however*, That nothing herein contained shall be construed to prevent the furnishing to a taxpayer a copy of his return upon the payment of a fee of \$2.

(b) Nothing contained in subsection (a) of this section shall be construed to prohibit the publication of notices authorized in this title, or the publication of statistics so classified as to prevent the identification of particular returns or reports and the items thereof, or the publication of delinquent lists showing the names of persons, vendors, or purchasers who have failed to pay the taxes imposed by this title within the time prescribed herein, together with any relevant information which in the opinion of the Assessor may assist in the collection of such delinquent taxes.

Publication of statistics, etc.

(c) Nothing contained in subsection (a) of this section shall be construed to prohibit the Assessor, in his discretion, from divulging or making known any information contained in any report, application, or return required under the provisions of this title other than such information as may be contained therein relating to the amount of gross proceeds or tax thereon or any particulars relating thereto or the computation thereof.

(d) Any violation of the provisions of subsection (a) of this section shall be punishable by a fine not exceeding \$1,000 or imprisonment for six months, or both, in the discretion of the court.

Penalty.

(e) Notwithstanding the provisions of this section, the Assessor may permit the proper officer of the United States or of any State or Territory of the United States or his authorized representative to inspect the returns filed under this title, or may furnish to such officer or representative a copy of any such return, provided the United States, State, or Territory grants substantially similar privileges to the Assessor or his representative or to the proper officer of the District charged with the administration of this title.

Inspection of returns.

(f) All reports, applications, and returns received by the Assessor under the provisions of this title shall be preserved for three years and thereafter until the Assessor orders them to be destroyed.

Preservation of returns.

DETERMINATION OF TAX

SEC. 139. If a return required by this title is not filed, or if a return when filed is incorrect or insufficient, the amount of tax due shall be

determined by the Assessor from such information as may be obtainable. Notice of such determination shall be given to the taxpayer. Such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed, within thirty days after the giving of notice of such determination, shall apply in writing to the Assessor for a hearing, or unless the Assessor of his own motion shall redetermine the same. After such hearing or redetermination the Assessor shall give notice of his final determination to the person against whom the tax is assessed.

REFUNDS

Ante, p. 119.

SEC. 140. (a) Except as to any tax finally determined as provided in section 139, where any tax has been erroneously or illegally collected, the tax shall be refunded if application under oath is filed with the Assessor for such refund within one year from the payment thereof. For like cause and within the same period a refund may be made upon the certificates of the Assessor and the Collector. Whenever a refund is made upon the certificates of the Assessor and the Collector, the Assessor and Collector shall state their reasons therefor in writing. Such application may be made by the person upon whom such tax was imposed and who has actually paid the tax. When an application is made by a vendor who has collected reimbursement of such tax, no actual refund of moneys shall be made to such vendor, until he shall first establish to the satisfaction of the Assessor, under such regulations as the Commissioners may prescribe, that the vendor has repaid to the purchaser the amount for which the application for refund is made. In lieu of any refund required to be made, a credit may be allowed therefor on payment due from the applicant.

(b) Application for a refund or credit made as herein provided shall be deemed an application for a revision of any tax, penalty, or interest complained of and the Assessor may receive evidence with respect thereto. After making his determination of whether any refund shall be made, the Assessor shall give notice thereof to the applicant.

APPEALS

52 Stat. 371, 374, 375.
D. C. Code §§ 47-2403, 47-2404, 47-2407
to 47-2411.

SEC. 141. (a) Any vendor or purchaser aggrieved by a final determination of tax or denial of an application for refund of any tax may, within ninety days from the date of the final determination of the tax or from the date of the denial of an application for refund, as the case may be, appeal to the Board of Tax Appeals for the District of Columbia in the same manner and to the same extent as set forth in sections 3, 4, 7, 8, 9, 10, and 11 of title IX of the Act entitled "An Act to amend the District of Columbia Revenue Act of 1937, and for other purposes", approved August 17, 1937, as amended, and as the same may hereafter be amended. The remedy provided in this section shall not be deemed to take away from the taxpayer any remedy which he might have under any other provision of law, but no suit by the taxpayer for the recovery of any part of any tax shall be instituted in any court if the taxpayer has elected to file an appeal with respect to such tax with the Board of Tax Appeals for the District of Columbia.

Overpayments.

(b) If it shall be determined by the Assessor, the Board of Tax Appeals for the District of Columbia, or any court having jurisdiction over the subject matter, that any part of any tax which was assessed as a deficiency, and any interest thereon paid by the taxpayer, was an overpayment, interest shall be allowed and paid upon such overpayment of tax at the rate of 4 per centum per annum from the date such overpayment was paid until the date of refund.

SALES IN BULK

SEC. 142. Whenever there is made a sale, transfer, or assignment in bulk of any part or the whole of a stock of merchandise or of fixtures, or of merchandise and of fixtures, pertaining to the conducting of the business of the seller, transferor, or assignor, otherwise than in the ordinary course of trade and in the regular prosecution of said business, the purchaser, transferee, or assignee shall at least five days before taking possession of such merchandise, fixtures, or merchandise and fixtures, or paying therefor, notify the Assessor by registered mail of the proposed sale and of the price, terms, and conditions thereof, irrespective of whether or not the seller, transferor, or assignor has represented to or informed the purchaser, transferee, or assignee that he owes any tax pursuant to this title or whether he has complied with section 1 of the Act entitled "An Act to prevent the fraudulent sale of merchandise in the District of Columbia", approved April 28, 1904, or whether or not he has knowledge that such taxes are owing, or whether any such taxes are in fact owing.

33 Stat. 555,
D. C. Code § 28-
1701.

(b) Whenever the purchaser, transferee, or assignee shall fail to give the notice to the Assessor as required by the preceding section, or whenever the Assessor shall inform the purchaser, transferee, or assignee that a possible claim for such tax or taxes exists, any sums of money, property, or choses in action, or other consideration, which the purchaser, transferee, or assignee is required to transfer over to the seller, transferor, or assignor shall be subject to a first priority right and lien for any such taxes theretofore or thereafter determined to be due from the seller, transferor, or assignor to the District, and the purchaser, transferee, or assignee is forbidden to transfer to the seller, transferor, or assignor any such sums of money, property, or choses in action to the extent of the amount of the District's claim. For failure to comply with the provisions of this section, the purchaser, transferee, or assignee shall be personally liable for the payment to the District of any such taxes theretofore or thereafter determined to be due to the District from the seller, transferor, or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this title.

REGULATIONS

SEC. 143. In addition to the powers granted to the Commissioners in this title, they are hereby authorized and empowered to make, adopt, and amend rules and regulations appropriate to the carrying out of this title and the purposes thereof.

SEC. 144. In addition to the powers granted to the Assessor in this title, he is hereby authorized and empowered—

Additional author-
ity of Assessor.

(a) to extend for cause shown the time of filing any return for a period not exceeding thirty days; and for cause shown, to remit penalties and interest in whole or in part except as otherwise provided in this title; and to compromise disputed claims in connection with the taxes hereby imposed;

(b) to request information from the Bureau of Internal Revenue of the Treasury Department of the United States relative to any person for the purpose of assessing taxes imposed by this title; and said Bureau of Internal Revenue is authorized and required to supply such information as may be requested by the Assessor relative to any person for the purpose herein provided;

(c) to prescribe methods for determining the gross proceeds from sales made or services rendered and for the allocation of such sales into taxable and nontaxable sales;

(d) to require any vendor selling to persons within the District to keep detailed records of the nature and value of personal property sold for use within the District, and to furnish such information upon request to the Assessor;

(e) to assess, determine, revise, and readjust the taxes imposed under this title.

Examination of records, etc., by Assessor.

SEC. 145. The Assessor, for the purpose of ascertaining the correctness of any return filed as required by this title, or for the purpose of making a return where none has been made, is authorized to examine any books, papers, records, or memoranda, or any person bearing upon the matters required to be included in the return and may summon any person to appear before him and produce books, records, papers, or memoranda bearing upon the matters required to be included in the return and to give testimony or answer interrogatories under oath respecting the same, and the Assessor, or his duly authorized representative, shall have power to administer oaths to such person or persons. Such summons may be served by any member of the Metropolitan Police Department. If any person, having been personally summoned, shall neglect or refuse to obey the summons issued as herein provided, then in that event the Assessor, or the Deputy Assessor, may report that fact to the United States District Court for the District of Columbia, or one of the justices thereof, and said court or any justice thereof hereby is empowered to compel obedience to said summons to the same extent as witnesses may be compelled to obey the subpoenas of that court. Any person in custody or control of any books, papers, records, or memoranda bearing upon the matters required to be included in such returns, who shall refuse to permit the examination by the Assessor or any person designated by him of any such books, papers, records, or memoranda, or who shall obstruct or hinder the Assessor or any person designated by him in the examination of any books, papers, records, or memoranda, shall upon conviction thereof be fined not more than \$500 or imprisoned for not more than six months, or both, for each offense.

Penalty.

REGISTRATION

SEC. 146. (a) No person shall engage or continue to engage in the business of making any retail sales subject to tax under the provisions of this title without having obtained a certificate of registration therefor. If two or more persons constitute a single vendor as defined in this title, such persons may operate a single retail establishment under one certificate of registration and in such case neither the death or retirement of one or more of such persons from business in such establishment nor the entrance of one or more persons thereinto shall affect the certificate of registration for a period of sixty days or require the issuance of a new certificate until the expiration of such period.

(b) Each applicant for a certificate required by this section shall make out and deliver to the Assessor, upon a blank to be furnished by him for that purpose, a statement showing the name of the applicant, each retail establishment where the applicant's business is to be conducted, the kind or nature of such business and such other information as the Assessor may prescribe. Upon receipt of such application the Assessor shall issue the applicant, without charge, a certificate of registration for each retail establishment designated in the application, authorizing the applicant to engage in business at such retail establishment. The certificate of registration shall be nontransferable except as otherwise provided in this title, and shall be displayed in the applicant's place of business. The form of such certificate of registration shall be prescribed by the Assessor.

(c) In the case of a vendor who has no fixed place of business and sells from one or more vehicles, each such vehicle shall constitute a retail establishment for the purpose of this title. In the case of a vendor who has no fixed place of business and does not sell from a vehicle, the application for a certificate of registration shall set forth the address to which any notice or other communication authorized by this title may be sent to the applicant, and the place so designated shall constitute a retail establishment for the purposes of this title.

(d) Whoever engages in the business of selling tangible personal property at retail, or makes any sale which is subject to tax under the provisions of this title without having a certificate of registration therefor, as required by this section, shall, upon conviction thereof, be fined not more than \$100.

PENALTIES AND INTEREST

SEC. 147. (a) Any person failing to file a return or who files a false or incorrect return or who fails to pay any tax to the Collector within the time required by this title shall be subject to a penalty of 5 per centum of the amount of tax due, plus interest at the rate of 1 per centum of such tax for each month of delay excepting the first month after such return was required to be filed or such tax became due; but the Assessor, if satisfied that the delay was excusable, may waive all or any part of such penalty in excess of interest at the rate of 6 per centum per year. Unpaid penalties and interest may be collected in the same manner as the tax imposed by this title. The interest provided for in this section shall be applicable to any tax determined by the Assessor as a deficiency.

(b) The certificate of the Collector or Assessor, as the case may be, to the effect that a tax has not been paid, that a return has not been filed, or a registration certificate has not been obtained, or that information has not been supplied pursuant to the provisions of this title, shall be presumptive evidence thereof: *Provided*, That the presumptions created by this subsection shall not be applicable in criminal prosecutions.

PENALTY FOR FAILURE TO FILE RETURNS, AND SO FORTH

SEC. 148. (a) Any person required to file a return or report or perform any act under the provisions of this title who shall fail or neglect to file such return or report or perform such act within the time required shall, upon conviction thereof, be fined not more than \$300 for each and every failure or neglect. The penalty provided herein shall be in addition to the other penalties provided in this title.

(b) Any person required to file a return or report or perform any act under the provisions of this title who willfully fails or refuses to file such return or report or perform such act within the time required shall, upon conviction thereof, be fined not more than \$5,000 or imprisoned for not more than one year, or both. The penalty provided herein shall be in addition to the other penalties provided in this title.

ASSESSMENT, REASSESSMENT, FALSE AND INCORRECT RETURNS

SEC. 149. The Assessor shall determine, redetermine, assess, or reassess, any tax imposed by this title, except in cases where the tax is correct as computed in any return filed with the Assessor, within three years after the filing of any return, except as follows:

(a) In the case of a false return, or a failure to file a return, whether in good faith or otherwise, the tax may be assessed at any time.

(b) In the case of an incorrect return which has not been prepared as required by this title and by the return and instructions, rules, or regulations applicable thereto, the tax shall be assessed or reassessed within five years after the filing of such return.

PROSECUTIONS

SEC. 150. All prosecutions under this title shall be brought in the municipal court for the District of Columbia on information by the Corporation Counsel of the District in the name of the District of Columbia.

NOTICES

SEC. 151. Any notice authorized or required under the provisions of this title may be given by mailing the same to the person for whom it is intended in an envelope, postage prepaid, addressed to such person at the address given in the last return filed by him pursuant to the provisions of this title or, if no return has been filed, then to the last address of such person. If the address of any person is unknown, such notice may be published in one or more of the daily newspapers in the District of Columbia for three successive days. The cost of any such advertisement in newspapers shall be added to the tax. The proof of mailing of any notice required or authorized in this title shall be presumptive evidence of the receipt of such notice by the person to whom addressed. The proof of publishing any notice required in this title in one or more of the daily newspapers in the District shall be conclusive notice to the person for whom such notice is intended.

EXTENSIONS OF TIME

SEC. 152. Where, before the expiration of the period prescribed herein for the assessment or redetermination of an additional tax, a taxpayer has consented in writing that such period be extended, the amount of such tax due may be determined at any time within such extended period. The period so extended may be further extended by subsequent consents in writing made before the expiration of the extended period.

District of Colum-
bia Use Tax Act.

TITLE II—COMPENSATING-USE TAX

DEFINITIONS

"Retail sale"; "sale
at retail"; "sold at
retail."

SECTION 201. (a) "Retail sale", "sale at retail", and "sold at retail" means all sales in any quantity or quantities of tangible personal property, whether made within or without the District, and services, to any person for the purpose of use, storage, or consumption, within the District, taxable under the terms of this title. These terms shall mean all sales of tangible personal property to any person for any purpose other than those in which the purpose of the purchaser is to resell the property so transferred in the form in which the same is, or is to be, received by him, or to use or incorporate the property so transferred as a material or part of other tangible personal property to be produced for sale by manufacturing, assembling, processing, or refining. For the purpose of the tax imposed by this title, these terms shall include, but shall not be limited to, the following:

(1) Any production, fabrication, or printing of tangible personal property on special order for a consideration.

(2) The sale of natural or artificial gas, oil, electricity, solid fuel or steam, when made to any purchaser for purposes other than resale or for use in manufacturing, assembling, processing or refining.

(3) The sale of material used in the construction, and of materials used in the repair or alteration, of real property, which materials, upon completion of such construction, alterations, or repairs, become real property, regardless of whether or not such real property is to be sold or resold.

(4) The grant of the right to continuous possession or use of any article of tangible personal property granted under a lease or contract if such grant of possession would be taxable if outright sale were made; in such event such lease or contract shall be considered the sale of such article and the tax shall be computed and paid by the vendor upon the rentals paid.

(b) The terms "retail sale", "sale at retail", and "sold at retail" shall not include the following:

Exemptions.

(1) Sales of tickets for admission to places of amusement and sports.

(2) Sales of transportation and communication services.

(3) Professional, insurance, or personal service transactions which involve sales as inconsequential elements for which no separate charges are made.

(4) Sales of tangible personal property which property was purchased or acquired by a nonresident prior to coming into the District and establishing or maintaining a temporary or permanent residence in the District. As used in this subsection, the word "residence" means a place in which to reside and does not mean "domicile".

(5) Sales of tangible personal property which property was purchased or acquired by a nonresident person prior to coming into the District and establishing or maintaining a business in the District.

(6) The use or storage within the District of tangible personal property owned and held by a common carrier or sleeping-car company for use principally without the District in the course of interstate commerce, or commerce between the District and a State, in or upon, or as part of, any train, aircraft, or boat.

SEC. 202. "Purchase" and "purchased" shall mean and include—

"Purchase"; "purchased."

(a) any transfer, either conditionally or absolutely, of title or possession or both of the tangible personal property sold at retail;

(b) any acquisition of a license or other authority to use, store, or consume, the tangible personal property sold at retail;

(c) any sale of services sold at retail.

SEC. 203. "Purchaser" means any person who shall have purchased tangible personal property or services sold at retail.

"Purchaser."

SEC. 204. "In the District" and "within the District" mean within the exterior limits of the District of Columbia and include all territory within such limits owned by the United States of America.

"In the District";
"within the District."

SEC. 205. "Store" and "storage" mean any keeping or the retention of possession in the District for any purpose of tangible personal property purchased at retail sale.

"Store"; "storage."

SEC. 206. "Use" means the exercise by any person within the District of any right or power over tangible personal property and services sold at retail, whether purchased within or without the District by a purchaser from a vendor.

"Use."

SEC. 207. "Vendor" includes every person or retailer engaging in business in the District and making sales at retail as defined herein, whether for immediate or future delivery of the tangible personal property or performance of the services. When in the opinion of the Assessor it is necessary for the efficient administration of this title to regard any salesman, representative, peddler, or canvasser, as the agent of the dealer, distributor, supervisor, or employer, under whom he operates or from whom he obtains the tangible personal property sold or furnishes services, the Assessor may, in his discretion, treat and

"Vendor."

regard such agent as the vendor jointly responsible with his principal, employer, or supervisor, for the assessment and payment or collection of the tax imposed by this title.

"Engaging in business in the District."

SEC. 208. "Engaging in business in the District" includes the selling, delivering, or furnishing in the District, or any activity in the District in connection with the selling, delivering, or furnishing in the District, of tangible personal property or services sold at retail as defined herein. This term shall include but shall not be limited to the following acts or methods of transacting business:

(a) The maintaining, occupying or using, permanently or temporarily, directly or indirectly, or through a subsidiary or agent, by whatever name called, of any office, place of distribution, sales or sample room or place, warehouse or storage place, or other place of business.

(b) The having of any representative, agent, salesman, canvasser, or solicitor operating in the District for the purpose of making sales at retail as defined herein, or the taking of orders for such sales.

"Retailer."

SEC. 209. "Retailer" includes every person engaged in the business of making sales at retail.

Applicability of certain definitions.

SEC. 210. The definitions of "business", "food", "gross receipts", "person", "purchaser's certificate", "retail establishment", "return", "sale" and "selling", "sales price", "semipublic institution", "tangible personal property", "tax", "tax year", "taxpayer", "Assessor", "Collector", "Commissioners", and "District", as defined in title I of this Act, are hereby incorporated in and made applicable to this title.

Ante, p. 112.

SEC. 211. The foregoing definitions shall be applicable whenever the words defined are used in this title unless otherwise required by the context.

IMPOSITION OF TAX

SEC. 212. Beginning on and after the first day of the first month succeeding the sixtieth day after the approval of this Act, there is hereby imposed and there shall be paid by every vendor engaging in business in the District and by every purchaser a tax on the use, storage, or consumption of any tangible personal property and services sold or purchased at retail sale. The tax hereby imposed shall be at the rate of 2 per centum of the sales price of the tangible personal property or services rendered or sold.

PAYMENT OF TAX BY VENDOR

SEC. 213. Every vendor engaging in business in the District and making sales at retail shall, for the privilege of making such sales, pay to the Collector the tax imposed by this title. At the time of making such sales the vendor shall collect the tax from the purchaser and give to the purchaser a receipt therefor in such form as prescribed by the Assessor. For the purpose of uniformity of tax collection by the vendor engaging in business in the District and for other purposes the provisions of sections 126, 127, 129, and 130 of title I of this Act are hereby incorporated in and made applicable to this title.

Ante, pp. 115, 117.

SEC. 214. Every vendor or retailer not engaging in business in the District who makes sales at retail as defined in this title, and who upon application to the Collector has been expressly authorized to pay the tax imposed by this title, shall, at the time of making such sales, collect the reimbursement of the tax from the purchaser and give to the purchaser a receipt therefor in such form as prescribed by the Assessor. For the purpose of uniformity of tax collection by the vendor or retailer who has been expressly authorized to pay the tax under the provisions of this section and for other purposes, the provisions of sections 126, 127, 129, and 130 of title I of this Act are hereby

Ante, pp. 115, 117.

incorporated in and made applicable to this title. A permit shall be issued to such vendor or retailer, without charge, to pay the tax and collect reimbursement thereof as provided herein. Such permit may be revoked at any time by the Collector who shall thereupon give notice thereof to the vendor or retailer.

PAYMENT OF TAX BY PURCHASER

SEC. 215. If a purchaser has not reimbursed for the tax such vendors or retailers as are required or authorized to pay the tax, as the case may be, such purchaser shall file a return as hereinafter provided and pay to the Collector 2 per centum of the total sales prices of property and services purchased at retail sale.

EXEMPTIONS

SEC. 216. The tax imposed by this title shall not apply to the following:

- (a) Sales upon which taxes are imposed under title I of this Act.
- (b) Sales exempt from the taxes imposed under title I of this Act.
- (c) Sales upon which the purchaser has paid a retail sales tax or made reimbursement therefor to a vendor or retailer under the laws of any State or territory of the United States.

Ante, p. 112.

COLLECTION OF TAX

SEC. 217. The provisions of sections 131, 132, and 133 of title I of this Act are hereby incorporated in and made applicable to this title.

Ante, pp. 117, 118.

SEC. 218. Every vendor or retailer not engaging in business in the District who has been expressly authorized to pay the tax imposed by this title and collect reimbursement therefor, and every vendor engaging in business in the District, may, in the discretion of the Collector, be required to file with the Collector a bond not exceeding the amount of \$10,000 with such sureties as the Collector deems necessary, and for such duration not exceeding five years as the Collector deems necessary, conditioned upon the payment of the tax due from any vendor or retailer for any period covered by any return required to be filed under this title.

Filing of bond by vendor.

UNLAWFUL ADVERTISING

SEC. 219. The provisions of section 134 of title I of this Act are hereby incorporated in and made applicable to this title.

Ante, p. 118.

RETURNS AND PAYMENT OF THE TAX

SEC. 220. The provisions of sections 135, 136, 137, and 138 of title I of this Act are hereby incorporated in and made applicable to this title. Every vendor, and every vendor or retailer not engaging in business in the District who is expressly authorized to pay the tax, shall file returns and pay the tax in accordance with the provisions of such sections applicable to the filing of returns and the payment of the tax and as shall be prescribed by regulation.

Ante, pp. 118, 119.

SEC. 221. (a) Every purchaser who is required to pay a tax under this title shall file a return with the Assessor within twenty days after the end of each calendar month. Such returns shall show the total sales prices of all tangible personal property and services purchased at retail sale upon which the tax imposed has not been paid by the purchaser to vendors or retailers, the amount of tax for which the purchaser is liable, and such other information as the Assessor deems necessary for the computation and collection of the tax.

Monthly return.

(b) The Assessor may permit or require the returns of purchasers to be made for other periods and upon such other dates as he may specify.

(c) The return filed by a purchaser shall include the sales prices of all tangible personal property and services purchased at taxable retail sale during the calendar month or other period for which the return is filed and upon which the tax imposed has not been reimbursed by the purchaser to vendors or retailers.

(d) The form of returns shall be prescribed by the Assessor and shall contain such information as he may deem necessary for the proper administration of this title. The Assessor may require amended returns to be filed within twenty days after notice and to contain the information specified in the notice.

(e) At the time of filing his return as provided in this section the purchaser shall pay to the Collector the amount of tax for which he is liable as shown by such return.

(f) The taxes for the period for which a return is required to be filed under this section shall be due by the taxpayer and payable to the Collector on the date limited for the filing of the return for such period, without regard to whether a return is filed or whether the return which is filed correctly shows the amount of the total sales prices and taxes due thereon.

REGISTRATION

Ante, p. 122.

SEC. 222. The provisions of section 146 of title I of this Act are hereby incorporated in and made applicable to this title: *Provided*, That vendors and persons who have been issued certificates of registration under title I of this Act shall not be required to have such certificates under this title.

DETERMINATION OF TAX, REFUNDS, APPEALS, SALES IN BULK, REGULATIONS, PENALTIES AND INTEREST, PROSECUTIONS, FALSE AND INCORRECT RETURNS, NOTICES, AND SO FORTH

Ante, pp. 119-124.

SEC. 223. The provisions of sections 139, 140, 141, 142, 143, 144, 145, 147, 148, 149, 150, 151, and 152 of title I of this Act are hereby incorporated in and made applicable to this title.

District of Columbia Traffic Act, 1925, amendment.

TITLE III—EXCISE TAX UPON ISSUANCE OF TITLES TO MOTOR VEHICLES

43 Stat. 1121.
D. C. Code § 40-603.

SECTION 301. An Act known as the "District of Columbia Traffic Act, 1925", approved March 3, 1925, as amended, is hereby further amended by adding to section 6 thereof the following subsection:

"Original certificate of title."

"(j) In addition to the fees and charges levied under other provisions of this Act, there is hereby levied and imposed an excise tax for the issuance of every original certificate of title for a motor vehicle or trailer in the District, and for the issuance of every subsequent certificate of title for a motor vehicle or trailer in the District in the case of sale or resale thereof, at the rate of 2 per centum of the fair market value of such motor vehicle or trailer at the time such certificate is issued, as determined by the Assessor of the District of Columbia or his duly authorized representatives. As used in this section, the term "original certificate of title" shall mean the first certificate of title issued by the District of Columbia for any particular motor vehicle or trailer. No certificate of title so issued shall be delivered or furnished to the person entitled thereto until the tax has been paid in full. The Assessor of the District of Columbia may require every applicant

for a certificate of title to supply such information as he deems necessary as to the time of purchase, the purchase price, and other information relative to the determination of the fair market value of any motor vehicle or trailer for which a certificate of title is required and issued. The issuance of certificates of title for the following motor vehicles and trailers shall be exempt from the tax imposed by this subsection:

"(1) Motor vehicles and trailers owned by the United States or the District of Columbia.

"(2) Motor vehicles and trailers purchased or acquired by non-residents prior to coming into the District of Columbia and establishing or maintaining residences in the District.

"(3) Motor vehicles and trailers purchased or acquired by non-residents prior to coming into the District of Columbia and establishing or maintaining a business or businesses in the District. Except as hereinafter provided, it is not intended to exempt from the tax the issuance of certificates of title for motor vehicles and trailers owned by nonresidents who are engaged in business in the District at the time of their purchase or acquisition of such vehicles and trailers and who use such vehicles and trailers in the conduct of their District business or businesses.

"(4) Motor vehicles and trailers owned by a utility or public service company for use in furnishing a commodity or service: *Provided*, That the receipts from furnishing such commodity or service are subject to a gross-receipts or mileage tax in force in the District of Columbia at the time of a certificate of title for any such vehicle or trailer is issued."

SEC. 302. The provisions of this title shall be applicable with respect to all certificates of title issued on and after the first day of the first month succeeding the sixtieth day after the approval of this Act.

SEC. 303. Any person aggrieved by the assessment of any tax imposed by this title may, within ninety days from the date the person entitled to a certificate of title was notified of the amount of such tax, appeal to the Board of Tax Appeals for the District of Columbia in the same manner and to the same extent as set forth in sections 3, 4, 7, 8, 9, 10, and 11 of title IX of the Act entitled "An Act to amend the District of Columbia Revenue Act of 1937, and for other purposes", approved August 17, 1937, as amended, and as the same may hereafter be amended. The remedy provided in this section shall not be deemed to take away from the person entitled to such certificate of title any remedy which he might have under any other provision of law, but no suit by such person for the recovery of a tax, or any part thereof, imposed by this title shall be instituted in any court if such person has elected to file an appeal with respect to such tax with the Board of Tax Appeals for the District of Columbia.

TITLE IV—AMENDMENTS TO ARTICLE I OF THE DISTRICT OF COLUMBIA REVENUE ACT OF 1947

SECTION 401. Article I of the District of Columbia Revenue Act of 1947, approved July 16, 1947, as amended, is further amended as follows:

Paragraph lettered (s) of section 4 of title I of Article I of said Act is amended to read as follows:

"(s) The word 'resident' means every individual domiciled within the District on the last day of the taxable year, and every other individual who maintains a place of abode within the District for more than seven months of the taxable year, whether domiciled in the

Exemptions.

Effective date.

Appeals.

52 Stat. 371, 374, 375.
D. C. Code §§ 47-2403, 47-2404, 47-2407 to 47-2411.

61 Stat. 331.
D. C. Code, Supp. VII, §§ 47-1551 to 47-1595.
61 Stat. 333.
D. C. Code, Supp. VII, § 47-1551c (s).
"Resident."

Exemptions.

District or not. The word 'resident' shall not include any elective officer of the Government of the United States or any employee on the staff of an elected officer in the legislative branch of the Government of the United States if such employee is a bona fide resident of the State of residence of such elected officer, or any officer of the executive branch of such Government whose appointment to the office held by him was by the President of the United States and subject to confirmation by the Senate of the United States and whose tenure of office is at the pleasure of the President of the United States, unless such officers are domiciled within the District on the last day of the taxable year."

61 Stat. 333.
D. C. Code, Supp.
VII, § 47-1551c (u).

SEC. 402. Paragraph lettered (u) of section 4 of title I of article I of said Act is amended by adding thereto the following new subparagraph:

"(9) The spouse of the taxpayer, if living with the taxpayer on the last day of the taxable year."

61 Stat. 335.
D. C. Code, Supp.
VII, § 47-1557a.
Post, p. 133.

SEC. 403. Section 2 of the title III of article I of said Act is amended by adding thereto the following new subsection:

"(c) ADJUSTED GROSS INCOME.—The words 'adjusted gross income' as used in this article mean gross income less deductions allowed under section 3 (a) of this title: *Provided, however,* That such deductions were directly incurred in carrying on a trade or business: *And provided further,* That in determining adjusted gross income, no deductions shall be allowed for charitable contributions, alimony payments, medical and dental expenses, an optional standard deduction, losses of property not connected with trade or business, or for an allowance for salaries or compensation for personal services of the person or persons liable for the tax."

61 Stat. 337.
D. C. Code, Supp.
VII, § 47-1557b (a).
Post, p. 131.

SEC. 404. Section 3 (a) (1) of title III of article I of said Act is amended to read as follows:

"(1) EXPENSES.—All the ordinary and necessary expenses paid or incurred during the taxable year in carrying on any trade or business (except as otherwise provided herein), traveling expenses (including the entire amount expended for meals and lodging) while away from home in the pursuit of a trade or business; and rentals or other payments required to be made as a condition to the continued use or possession, for purposes of the trade or business, of property to which the taxpayer has not taken or is not taking title or in which he has no equity."

61 Stat. 337.
D. C. Code, Supp.
VII, § 47-1557b (a) (1).
Business expenses.

SEC. 405. Section 3 (a) (4) (C) of title III of article I of said Act is amended to read as follows:

"(C) of property not connected with a trade or business, if such losses arise from fires, storms, shipwrecks, thefts, or other casualty: *Provided, however,* That no such loss shall be allowed as a deduction under this subsection if such loss is claimed as a deduction for inheritance—or estate—tax purposes: *And provided further,* That this subsection shall not be construed to permit the deduction of a loss of any capital asset as defined in this article."

61 Stat. 337.
D. C. Code, Supp.
VII, § 47-1557b (a) (4) (C).

Restrictions.

SEC. 406. Section 3 (a) (8) of title III of article I of said Act is amended to read as follows:

"(8) CHARITABLE CONTRIBUTIONS.—Contributions or gifts, actually paid within the taxable year to or for the use of any religious, charitable, scientific, literary, military, or educational institution, the activities of which are carried on to a substantial extent in the District, and no part of the net income of which inures to the benefit of any private shareholder or individual: *Provided,* That such deduction shall be allowed only in an amount which in the aggregate of all such deductions does not exceed 15 per centum of the adjusted gross income."

61 Stat. 338.
D. C. Code, Supp.
VII, § 47-1557b (a) (8).

SEC. 407. Section 3 (a) (9) of title III of article I of said Act is amended to read as follows:

“(9) MEDICAL, DENTAL, AND SO FORTH, EXPENSES OF INDIVIDUALS.—Expenses in the case of residents, paid by the taxpayer during the taxable year, not compensated for by insurance or otherwise, for the medical care of the taxpayer, his spouse, or dependents as defined in this article. The term ‘medical care’, as used in this subsection, shall include amounts paid for the diagnosis, cure, mitigation, treatment, or prevention of diseases, or for the purpose of effecting healthier function of the body (including amounts paid for accident or health insurance): *Provided, however*, That a taxpayer may deduct only such expenses as exceed 5 per centum of his adjusted gross income: *And provided further*, That the maximum deduction for the taxable year shall not exceed \$1,250.”

“Medical care.”

Deductions.

SEC. 408. Section 3 (a) (13) of title III of article I of said Act is amended to read as follows:

61 Stat. 338.
D. C. Code, Supp.
VII, § 47-1557b (a)
(13).
Optional standard
deduction.

“(13) In lieu of the foregoing deductions, any resident may irrevocably elect to deduct for the taxable year an optional standard deduction of 10 per centum of the net income or \$500, whichever is lesser: *Provided, however*, That the option provided in this subsection shall not be permitted on any return filed for any period less than a full calendar or fiscal year.”

SEC. 409. Section 3 (a) of title III of article I of said Act is amended by adding thereto a new subsection to read as follows:

61 Stat. 337.
D. C. Code, Supp.
VII, § 47-1557b (a).

“(15) REASONABLE ALLOWANCE FOR SALARIES.—A reasonable allowance for salaries or other compensation for personal services actually rendered: *Provided, however*, That in the case of an unincorporated business the aggregate deduction for services rendered by the individual owners or members actively engaged in the conduct of the unincorporated business shall in no event exceed 20 per centum of the net income of such business computed without benefit of this deduction: *Provided further*, That nothing herein contained shall be construed to exempt any salary or other compensation for personal services from taxation as a part of the taxable income of the person receiving the same.”

Restrictions.

SEC. 410. Section 4 of title IV of article I of said Act is amended to read as follows:

61 Stat. 340.
D. C. Code, Supp.
VII, § 47-1561c.

“SEC. 4. INSTALLMENT SALES.—If a person reports any portion of his income from installment sales for Federal income-tax purposes under section 44 of the Federal Internal Revenue Code and as the same may hereafter be amended, and if such income is subject to tax under this article, he may report such income under this article in the same manner and upon the same basis as the same was reported by him for Federal income-tax purposes, if such method of reporting is accepted and approved by the Commissioner of Internal Revenue.”

53 Stat. 24.
26 U. S. C. § 44.

SEC. 411. Subsections (a) and (b) of section 2 of title V of article I of said Act are amended to read as follows:

61 Stat. 341.
D. C. Code, Supp.
VII, § 47-1564a (a), (b).

“(a) RESIDENTS AND NONRESIDENTS.—Every nonresident of the District receiving income subject to tax under this article and every resident of the District, except fiduciaries, when—

“(1) his gross income for the taxable year exceeds \$4,000; or

“(2) his gross sales or gross receipts from any trade or business, other than an unincorporated business subject to tax under title VIII of this article, exceeds \$4,000, regardless of the amount of his gross income; or

“(3) the combined gross income for the taxable year of husband and wife living together exceeds \$4,000 and each spouse has a gross income in excess of \$500, or the gross sales or gross receipts received or accrued by such husband and wife from any trade or business, other than an unincorporated business subject to tax under title VIII of this article, in the aggregate exceeds

61 Stat. 345.
D. C. Code, Supp.
VII, §§ 47-1574 to 47-1574e.

\$4,000. In such cases a separate return shall be filed by each spouse showing his respective portion of such gross income, gross sales, or gross receipts as the case may be, and no joint return of income or computation thereof by them shall be required or permitted under this article except such returns as are required under section 2 (c), 2 (f), and 2 (g) of this title.

“(b) FIDUCIARIES.—Every fiduciary (except a receiver appointed by authority of law in possession of part only of the property of an individual) for—

“(1) every individual for whom he acts having a gross income for the taxable year of \$4,000 or over, regardless of the amount of the individual's net income;

“(2) every estate for which he acts, the gross income of which for the taxable year is \$4,000 or over, regardless of the amount of the net income of the estate; and

“(3) every trust for which he acts, the net income of which for the taxable year is \$100 or over.”

61 Stat. 343.
D. C. Code, Supp.
VII, § 47-1567a.

SEC. 412. Section 2 of title VI of article I of said Act is hereby amended to read as follows:

“SEC. 2. PERSONAL EXEMPTIONS AND CREDIT FOR DEPENDENTS.—There shall be allowed to residents the following credits against net income:

“(a) An exemption of \$4,000 for the taxpayer.

“(b) An exemption of \$500 for each dependent, as defined in this article, whose gross income for the calendar year in which the taxable year of the taxpayer begins is less than \$500.

“(c) Beginning with the first taxable year to which this article is applicable and in succeeding taxable years, the amount allowed under subsection (a) of this section shall be prorated to the day of death in the final return of a decedent dying before the end of the taxable year, and as of the date of death the personal exemption is terminated and not extended over the remainder of the taxable year.

Fractional year.

“(d) In the case of a return made for a fractional part of a year, the personal exemption and credits for dependents shall be reduced, respectively, to amounts which bear the same ratio to the full credits provided as the number of months in the period for which the return is made bears to twelve months.”

61 Stat. 344.
D. C. Code, Supp.
VII, § 47-1567b.

SEC. 413. Section 3 of title VI of article I of said Act is amended to read as follows:

“SEC. 3. IMPOSITION AND RATE OF TAX.—There is hereby annually levied and imposed for each taxable year upon the taxable income of every resident a tax at the following rates:

“One and one-half per centum on the first \$5,000 of taxable income.

“Two per centum on the next \$5,000 of taxable income.

“Two and one-half per centum on the next \$5,000 of taxable income.

“Three per centum on the taxable income in excess of \$15,000.”

61 Stat. 344.
D. C. Code, Supp.
VII, § 47-1567c.

SEC. 414. Section 4 of title VI of article I of said Act is repealed.

61 Stat. 347.
D. C. Code, Supp.
VII, § 47-1577d.

SEC. 415. Section 5 of title IX of article I of said Act is amended by adding thereto the following new subsections:

“(d) There shall be allowed to an estate the same exemption as is allowed residents under the provisions of section 2 (a) of title VI of this article.

“(e) There shall be allowed to a trust a credit against net income of \$100.”

61 Stat. 346.
D. C. Code, Supp.
VII, § 47-1574c.

SEC. 416. Section 4 of title VIII of article I of said Act is amended by striking out the figure “\$10,000” and inserting in lieu thereof the figure “\$5,000”.

61 Stat. 354.
D. C. Code, Supp.
VII, § 47-1586i (a) (4).

SEC. 417. Section 10 (a) (4) of title XII of article I of said Act is amended to read as follows:

"(4) For the purposes of subsections (a) (1), (a) (2), and (a) (3), a return filed before the last day prescribed by law for the filing thereof shall be considered as filed on such last day."

SEC. 418. The proviso to section 11 of title XII of article I of said Act is amended to read as follows: "*Provided*, That if it shall be determined by the Assessor, the Board of Tax Appeals for the District of Columbia, or any court that any part of any tax which was assessed as a deficiency under the provisions of section 5 of this title was an overpayment, interest shall be allowed and paid upon such overpayment of tax at the rate of 4 per centum per annum from the date such overpayment was paid until the date of refund, and in addition thereto any interest upon such overpayment which was paid by the taxpayer shall be refunded."

61 Stat. 355.
D. C. Code, Supp.
VII, § 47-1586j.

61 Stat. 352.
D. C. Code, Supp.
VII, § 47-1586j.

SEC. 419. Section 1 of title XIV of article I of said Act is amended by striking out the period at the end of the paragraph, inserting a colon, and the following: "*Provided, however*, That any unincorporated business having a gross income for the taxable year of \$5,000 or less shall not be required to obtain the license provided for in this title."

61 Stat. 357.
D. C. Code, Supp.
VII, § 47-1591.

SEC. 420. Section 2 (b) of title III of article I of said Act is amended by adding thereto the following new paragraph:

61 Stat. 335.
D. C. Code, Supp.
VII, § 47-1557a (b).

"(14) Dues and initiation fees in the case of any club organized and operated exclusively for pleasure and recreation, no part of the net earnings of which inures to the benefit of any private individual or shareholder. As used in this subsection, the word 'dues' means only sums paid or incurred by members on a monthly, quarterly, annual, or other periodic basis for the privilege of being members of such club and any pro rata assessment made against the members as such; the word 'dues' does not include any sums paid or incurred by members or their guests for food, beverages, or other tangible personal property purchased or for the use of the club's social, athletic, sporting, and other facilities; and the term 'initiation fees' includes any payment, contribution, or loan, required as a condition precedent to membership, whether or not any such payment, contribution, or loan is evidenced by a certificate of interest or indebtedness."

"Dues."

SEC. 421. The provisions of sections 401, 402, 408, 411, 412, 413, and 414 of this title shall be applicable to taxable years beginning after the 31st day of December 1949, and the provisions of all other sections shall be applicable to taxable years or portions thereof beginning after the 31st day of December 1948.

Ante, pp. 129-132.
Effective dates.

TITLE V—AMENDMENTS TO THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL ACT, APPROVED JANUARY 24, 1934, AS AMENDED

SECTION 501. Section 11 of the District of Columbia Alcoholic Beverage Control Act, approved January 24, 1934, as amended, is hereby further amended as follows:

48 Stat. 324.
D. C. Code § 25-111.

(a) The next to the last sentence of subsection (a) of said section is amended to read as follows: "The annual fee for such license for a rectifying plant shall be \$5,775; for a distillery shall be \$5,775; and for a winery shall be \$825: *Provided, however*, That if a manufacturer shall operate a distillery only for the manufacture of alcohol and more than 50 per centum of such alcohol is sold for nonbeverage purposes, the annual fee shall be \$1,650."

(b) The figure "\$2,500" appearing in the last sentence of subsection (b) of said section is stricken out and the figure "\$4,125" is inserted in lieu thereof.

48 Stat. 324.
D. C. Code § 25-111
(b).

48 Stat. 325.
D. C. Code § 25-111
(c).

(c) The figure "\$1,500" appearing in the last sentence of subsection (c) of said section is stricken out and the figure "\$2,475" is inserted in lieu thereof.

48 Stat. 325.
D. C. Code § 25-111
(d).

(d) The figure "\$750" appearing in the last sentence of subsection (d) of said section is stricken out and the figure "\$1,250" is inserted in lieu thereof.

48 Stat. 325.
D. C. Code § 25-111
(e).

(e) The figure "\$750" appearing in the last sentence of subsection (e) of said section is stricken out and the figure "\$1,250" is inserted in lieu thereof.

48 Stat. 325.
D. C. Code § 25-111
(f).

(f) The figure "\$100" appearing in the last sentence of subsection (f) of said section is stricken out and the figure "\$165" is inserted in lieu thereof.

48 Stat. 326.
D. C. Code § 25-111
(g).

(g) The second paragraph of subsection (g) of said section is amended to read as follows:

License fees.

"The fee for such a license shall be for a restaurant, \$825 per annum; for a hotel, under one hundred rooms, \$825 per annum; for a hotel of one hundred or more rooms, \$1,650 per annum; for a club, \$425 per annum; for a marine vessel serving meals in interstate commerce of one hundred miles or more and for each railroad dining car or club car, \$3 per month, or \$20 per annum: *Provided*, That such a license may be issued to any company engaged in interstate commerce covering all dining, club, and lounge cars operated by such company on railroads within the District of Columbia upon the payment of an annual fee of \$100; for all other passenger-carrying marine vessels serving meals, \$75 per month or \$825 per annum."

48 Stat. 326.
D. C. Code § 25-111
(h).

(h) The second paragraph of subsection (h) of said section is amended to read as follows:

"The annual fee for such a license shall be \$330; except that in the case of a marine vessel the fee shall be \$30 per month or \$330 per annum, and in the case of each railroad dining car or club car \$1.50 per month or \$15 per annum: *Provided*, That such a license may be issued to any company engaged in interstate commerce covering all dining, club, and lounge cars operated by such company on railroads within the District of Columbia upon the payment of an annual fee of \$50."

48 Stat. 326.
D. C. Code § 25-111
(i).

(i) The figure "\$25" appearing in the last sentence of subsection (i) of said section is stricken out and the figure "\$40" is inserted in lieu thereof.

48 Stat. 326.
D. C. Code § 25-111
(j).

(j) The figure "\$5" appearing in the last sentence of subsection (j) of said section is stricken out and the figure "\$7.50" is inserted in lieu thereof.

48 Stat. 327.
D. C. Code § 25-111
(k).

(k) Subsection (k) of said section is amended to read as follows:

"(k) SOLICITOR'S LICENSE.—Such a license shall authorize the licensee to offer for sale to or solicit orders from licensees for the sale of any beverage on behalf of the vendor whose name appears upon such license and whom the solicitor represents. The name of only one vendor shall appear upon the license but if a solicitor represents more than one vendor a license may be issued such solicitor for each vendor such solicitor represents.

"The annual fee for each such license shall be \$100.

"Nothing in this Act shall be construed as repealing any portion of section 7 of the District of Columbia Appropriation Act for the fiscal year ending June 30, 1903, approved July 1, 1902, as amended."

32 Stat. 622.
D. C. Code § 47-2301.

SEC. 502. Notwithstanding the provisions of this Act, where prior to the effective date of this Act a solicitor's license has been issued which sets forth the name of more than one vendor the solicitor may continue to offer for sale or to solicit orders from licensees for the sale of any beverage on behalf of any vendor named in such license until the expiration of such license.

SEC. 503. The figure "\$25" appearing in section 16 of said Act is stricken out and the figure "\$100" is inserted in lieu thereof.

SEC. 504. Section 14 of the Act entitled "An Act to establish a program for the rehabilitation of alcoholics, promote temperance, and provide for the medical and scientific treatment of persons found to be alcoholics by the courts of the District of Columbia, and for other purposes", approved August 4, 1947, is amended to read as follows:

"SEC. 14. Six per centum of the annual fees for licenses for the manufacture or sale of alcoholic beverages, except for retailer's license, class E, imposed by section 11 of the District of Columbia Alcoholic Beverage Control Act, as amended, is hereby permanently appropriated to carry out the purposes of this Act."

SEC. 505. Subsection (a) of section 23 of the District of Columbia Alcoholic Beverage Control Act, as amended, is further amended to read as follows:

"SEC. 23. (a) There shall be levied, collected, and paid on all of the following-named beverages manufactured by a holder of a manufacturer's license and on all of the said beverages imported or brought into the District of Columbia by a holder of a wholesaler's license, except beverages as may be sold to a dealer licensed under the laws of any State or Territory of the United States and not licensed under this Act, and on all beverages imported or brought into the District of Columbia by a holder of a retailer's license, a tax at the following rates to be paid by the licensee in the manner hereinafter provided:

"(1) A tax of 15 cents on every wine-gallon of wine containing more than 14 per centum of alcohol by volume, except champagne or sparkling wine or any wine artificially carbonated, and a proportionate tax at a like rate on all fractional parts of such gallon; (2) a tax of 22½ cents on every wine-gallon of champagne or sparkling wine or any wine artificially carbonated, and a proportionate tax at a like rate on all fractional parts of such gallon; (3) a tax of 75 cents on every wine-gallon of spirits and a proportionate tax at a like rate on all fractional parts of such gallon; (4) and a tax of \$1.25 on every wine-gallon of alcohol and a proportionate tax at a like rate on all fractional parts of such gallon."

SEC. 506. Within ten days after the effective date of this title, every holder of a retailer's license under said District of Columbia Alcoholic Beverage Control Act shall file with the Alcoholic Beverage Control Board a sworn statement on a form to be prescribed by the Commissioners of the District of Columbia showing the number of each kind and denomination of stamps denoting the payment of beverage taxes held or possessed by such licensee or anyone for him on the day on which this title becomes effective, or on the following day if the effective date be a Sunday, other than stamps affixed to the containers of beverages manufactured in or imported into the District of Columbia prior to the effective date of this title, and shall, within fifteen days after the effective date of this title, pay to the Collector of Taxes the difference between the amount of tax represented by such stamps at the time of purchase from the Collector of Taxes and the amount of tax imposed by the Alcoholic Beverage Control Act as amended by this title, represented by such stamps.

SEC. 507. Within ten days after the effective date of this title, every holder of a manufacturer's license, class A, and every holder of a wholesaler's license under the District of Columbia Alcoholic Beverage Control Act shall file with the Alcoholic Beverage Control Board a sworn statement on a form to be prescribed by the Commissioners showing the amount and kind of all beverages, except (1) beer, (2) wine containing 14 per centum or less of alcohol by volume

48 Stat. 330.
D. C. Code § 25-117.

61 Stat. 746.
D. C. Code, Supp.
VII, § 25-111a.

48 Stat. 326.
D. C. Code § 25-111
(1).
Ante, p. 134.

48 Stat. 332.
D. C. Code § 25-124
(a).

Tax rates.

48 Stat. 319.
D. C. Code §§ 25-
101 to 25-138.

48 Stat. 319.
D. C. Code §§ 25-
101 to 25-138.

other than champagne and wine artificially carbonated, and (3) beverages upon which required stamps have been affixed, held, or possessed by him in the District of Columbia at the beginning of the day this title becomes effective and shall state the number of each kind and denomination of stamps necessary for the stamping of such beverages so held or possessed. Every such licensee, within ten days after the effective date of this title, shall also file with the Alcoholic Beverage Control Board a sworn statement on a form to be prescribed by the Commissioners of the District of Columbia showing the number of each kind and denomination of stamps denoting the payment of beverage taxes held or possessed by such licensee or anyone for him at the beginning of the day on which this title becomes effective, other than stamps affixed to the containers of beverages manufactured in or imported into the District of Columbia prior to the effective date of this title. Every such licensee shall within fifteen days after the effective date of this title pay to the Collector of Taxes for all stamps not necessary for the stamping of beverages shown on the sworn statement hereinbefore required to be filed with the Alcoholic Beverage Control Board the difference between the amount of tax represented by such stamps at the time of purchase from the Collector of Taxes and the amount of tax imposed by the Alcoholic Beverage Control Act, as amended by this title, represented by such stamps. Should the number of any kind or denomination of stamps so held by a licensee be less than the number necessary for the stamping of the beverages shown on said sworn statement, the Collector of Taxes is authorized and directed to sell to such licensee, at the rates prescribed for such stamps prior to the effective date of this title, such stamps as may be necessary for the stamping of such beverages. In the event any of the beverages shown on said sworn statement are sold to a dealer licensed under the laws of any State or Territory of the United States and not licensed under the Alcoholic Beverage Control Act, such sale shall, within ten days thereafter, be reported to the Alcoholic Beverage Control Board and within said ten days such licensee shall pay to the Collector of Taxes on all stamps held by him for the stamping of such beverages the difference between the amount of tax represented by such stamps at the time of purchase from the Collector of Taxes and the amount of tax imposed by the Alcoholic Beverage Control Act, as amended by this title, represented by such stamps.

48 Stat. 319.
D. C. Code §§ 25-
101 to 25-138.

52 Stat. 376.
D. C. Code § 25-138
(a).

Effective date.

SEC. 508. Subsection (a) of section 40 of said Act (sec. 25-138, D. C. Code, 1940), as amended is hereby further amended by striking out the figures and word "50 cents" and inserting in lieu thereof the figures "\$1".

SEC. 509. The provisions of this title shall become effective on the first day of the first month succeeding the sixtieth day after the approval of this Act.

District of Colum-
bia Cigarette Tax Act.

TITLE VI—CIGARETTE TAX

SECTION 601. This title divided into sections and subsections may be cited as the "District of Columbia Cigarette Tax Act".

SEC. 602. DEFINITIONS.—As used in and for the purposes of this title, unless the context indicates otherwise:

"Cigarette."

(a) The word "cigarette" shall mean any roll of tobacco, or any substitute therefor, wrapped in paper or in any substance other than tobacco.

"Person."

(b) The word "person" shall mean any individual, partnership, corporation, association, receiver, executor, administrator, trustee, conservator, or other representative appointed by order of any court.

"District."

(c) The word "District" shall mean the District of Columbia.

(d) The word "Commissioners" shall mean the Commissioners of the District of Columbia.

"Commissioners."

(e) The words "designated District agency" shall mean any officer, employee, department, office, or agency in or under the municipal government of the District of Columbia who or which is designated by the Commissioners to perform a function or duty under the terms and provisions of this Act.

"Designated District agency."

(f) The word "sell" or "sale" shall include offering for sale, keeping for sale, bartering, trafficking in, peddling, and any transfer or exchange in any manner or by any means for a consideration.

"Sell"; "sale."

(g) The term "original package" shall mean the individual package, parcel, or other container in which cigarettes are put up by the manufacturer to which is affixed the required United States Government Internal Revenue stamp, and the Commissioners may, by regulation, include within this definition any wrapper immediately enclosing such package, parcel, or other container.

"Original package."

(h) The word "stamp" shall include impressions made by metering machines authorized to be used under the provisions of this title.

"Stamp."

SEC. 603. IMPOSITION OF TAX.—(a) There shall be levied, collected, and paid on all cigarettes sold in the District by licensed wholesalers, licensed retailers, or by licensed vending-machine operators, to consumers, a tax at the rate of 1 cent on each twenty cigarettes or fractional part thereof, such tax to be levied, collected, and paid once only on cigarettes sold as aforesaid.

(b) Said tax shall be collected by and paid to the Collector of Taxes of the District and shall be deposited in the Treasury of the United States to the credit of the District.

(c) Said tax shall be collected and paid by the affixture of a stamp or stamps secured from the Collector of Taxes, denoting the payment of the amount of the tax imposed by this title upon such cigarettes, each such affixture to be on the original package, unless the Commissioners shall by regulation permit otherwise. Cancellation of such stamps shall be in the manner prescribed by regulation approved by the Commissioners.

(d) The Collector of Taxes shall furnish suitable stamps, to be prescribed by the Commissioners, denoting the payment of the tax imposed by this title and shall by the sale of such stamps at the amounts indicated on the faces thereof cause the said taxes to be collected.

(e) If at the time of acquisition of original packages by licensed retailers or by licensed vending-machine operators such original packages do not have affixed thereto the stamp or stamps denoting payment of the tax imposed by this title it shall be the duty of each such retailer and vending-machine operator to affix to each such original package such stamp or stamps before selling or delivering cigarettes to consumers and before removing or permitting the removal of cigarettes from the licensed premises or licensed vending machines of such retailers or operators for delivery to consumers.

(f) No person shall use or cause to be used for the payment of the tax imposed by this title a stamp already theretofore used for the payment of any such tax.

(g) Any person who shall counterfeit or forge any stamp required or authorized by this title shall, upon conviction, be subject to a fine not exceeding \$5,000 or to imprisonment of not more than two years, or to both such fine and imprisonment.

Penalty.

(h) The Commissioners are authorized by regulation to permit licensees to pay the tax imposed by this title by the method of imprinting impressions upon original packages by the use of metering devices in lieu of the method of paying such tax by the affixture of stamps: *Provided*, That the Collector of Taxes shall control the use of such

metering devices. In addition to their usual meanings the terms "affix stamp", "affixture of stamp or stamps", and like terms shall mean and include the imprinting of impressions denoting payment of the tax imposed by this title as authorized by this section.

(i) Stamps may be purchased only by licensed wholesalers, by licensed retailers, and by licensed vending-machine operators. Discount from face value of such stamps at a rate not to exceed 10 per centum may be allowed under such terms and conditions as the Commissioners may by regulation prescribe.

SEC. 604. No person shall within the District of Columbia, manufacture for sale, keep for sale, sell, or offer to sell cigarettes, or display cigarettes for sale in vending machines, without having first obtained a license or licenses under this title for such purpose or purposes.

SEC. 605. The designated District agency is authorized to issue licenses to individuals, partnerships, or corporations, but not to unincorporated associations, on application duly made therefor for the manufacture or sale of cigarettes within the District of Columbia. The designated District agency shall keep a full and complete record of all applications for licenses and of action taken thereon.

SEC. 606. Licenses shall be of three kinds, namely:

A. **RETAILER'S LICENSE.**—Such a license shall authorize the holder thereof to keep for sale and to sell cigarettes to consumers, from the place therein designated and to deliver such cigarettes to consumers in original packages: *Provided*, That cigarettes may be sold in number less than the number contained in the original package if such sales be permitted by regulations approved by the Commissioners. A separate license shall be required for each such place or establishment. Such a license shall not authorize the licensee to sell to other licensees for resale.

The annual fee for such license shall be fixed by the Commissioners at a rate not to exceed \$5 for each retail establishment.

B. **VENDING MACHINE OPERATOR'S LICENSE.**—Such a license shall authorize the holder thereof to sell or offer to sell cigarettes from or by means of vending machines located in the place or places described therein. The Commissioners may by regulation require that a separate license be obtained for each machine or may permit a blanket license for one or more machines and may also prescribe that evidence of licensing of such machines be attached to each such machine by means of markers, stickers, or otherwise. The annual fee for such a license shall be fixed by the Commissioners at a rate not to exceed \$5 for each and every such machine.

C. **WHOLESALER'S LICENSE.**—(1) Such a license shall authorize the holder thereof to manufacture or to purchase or otherwise to acquire and to sell cigarettes in original packages to any person holding a license under this title as wholesaler, retailer, or vending-machine operator, or to consumers.

(2) Such a licensee may at his election purchase from the Collector of Taxes and affix to original packages stamps denoting payment of the tax imposed by this title and, upon delivery to a vendee licensed under this title, of such original packages with such stamps properly affixed may add to the selling price of such cigarettes an amount equal to the face value of such stamps and collect such amount from such vendee. If a wholesaler licensed hereunder shall sell cigarettes to consumers, it shall be the duty of such wholesaler prior to the sale and delivery of such cigarettes to affix to the original packages the stamp or stamps denoting the payment of the tax imposed by this title.

(3) A license as wholesaler shall authorize the holder thereof to manufacture at and to sell cigarettes from the place or places in the District therein designated. The Commissioners are empowered in

their discretion to authorize, by regulation and upon such terms and conditions as they may require, the issuance of such a license for a place outside the District. A separate license shall be required for each such place within or without the District.

The annual fee for each such license shall be fixed by the Commissioners at a rate not to exceed \$50.

SEC. 607. Licenses issued under authority of this title shall remain in effect for periods as may be fixed by regulation approved by the Commissioners, not exceeding one year from the effective date of such licenses or unless revoked prior to their expiration.

Period of license.

Licenses issued under this title may be suspended or revoked for any violation of this title or the regulations issued thereunder, by the Commissioners or by a designated District agency, after hearing held by a designated District agency.

SEC. 608. The taxes imposed and the licenses required by this title shall be in addition to the taxes imposed and the licenses required by any other Act.

SEC. 609. This title shall be administered by designated District agencies except where specific duties are imposed upon specific officers by the terms hereof. The Commissioners are authorized to make rules and regulations to carry out the provisions of this title.

Rules and regulations.

SEC. 610. The Commissioners are authorized to employ personal services in accordance with the Classification Act of 1923, as amended, and to incur such other expenses as may be necessary to carry out the provisions of this title and to include such amounts in their annual estimates.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

SEC. 611. Whoever violates any provision of this title for which no specific penalty is provided, or any of the rules and regulations promulgated under the authority of this title, shall be punished by a fine of not more than \$1,000 or by imprisonment for not longer than one year, or by both such fine and imprisonment, in the discretion of the court. Prosecutions for violations of this title shall be on information filed in the municipal court for the District of Columbia by the Corporation Counsel or any of his Assistants, except for such violations as are felonies, and prosecutions for such violations as are felonies shall be by the United States Attorney in and for the District of Columbia, or any of his Assistants.

Penalty.

SEC. 612. Nothing in this title shall be construed as repealing any portion of section 7 of the District of Columbia Appropriation Act for the fiscal year ending June 30, 1903, approved July 1, 1902, as amended.

32 Stat. 622.
D. C. Code § 47-2301.

SEC. 613. EFFECTIVE DATE.—The provisions of this title shall take effect on the first day of the first month succeeding the sixtieth day after the approval of this Act.

TITLE VII—INCREASE IN RATE OF TAXATION ON REAL PROPERTY

SECTION 701. For the fiscal year ending June 30, 1950, the rate of taxation on real property in the District of Columbia shall not be less than 2.15 per centum on the assessed value of such property.

TITLE VIII—SEPARABILITY CAUSE

SECTION 801. If any provision of this Act or the application thereof to any person or circumstances is held invalid, the remainder of the Act, and the application of such provision to the other persons or circumstances, shall not be affected thereby.

Approved May 27, 1949.

[CHAPTER 149]

AN ACT

May 27, 1949
[H. R. 3259]
[Public Law 77]

To add to the Abraham Lincoln National Historical Park, Kentucky, certain land acquired by the United States for that purpose.

Abraham Lincoln
National Historical
Park, Ky.
Additional land.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the approximately six acres of land described in the following recorded deeds to the United States are hereby added to and made a part of the Abraham Lincoln National Historical Park in the State of Kentucky:

(a) Deed of conveyance to the United States, dated June 15, 1945, made and entered into by and between J. R. Howell and Mattie Johnson Howell, his wife, and W. L. Ferrill and Minnie Ferrill, his wife, of Hodgenville, Larue County, Kentucky, recorded on June 25, 1946, in deed book numbered 58, page 262, in the records of the county of Larue, Kentucky; and

(b) Quitclaim deed to the United States, made and entered into by and between Carl J. Howell and Dorothy N. Howell, his wife, of Hodgenville, Larue County, Kentucky, recorded on April 18, 1947, in deed book numbered 59, page 435, in the records of the county of Larue, Kentucky.

Approved May 27, 1949.

[CHAPTER 151]

JOINT RESOLUTION

May 31, 1949
[H. J. Res. 200]
[Public Law 78]

To authorize the National Capital Sesquicentennial Commission to proceed with plans for the celebration and commemoration of the one hundred and fiftieth anniversary of the establishment of the seat of the Federal Government in the District of Columbia, and for other purposes.

61 Stat. 396.

Whereas the joint resolution entitled "Joint resolution to provide for the appropriate commemoration of the one hundred and fiftieth anniversary of the establishment of the seat of the Federal Government in the District of Columbia", approved July 18, 1947, established the National Capital Sesquicentennial Commission for the purpose of preparing plans and developing programs commemorating the one hundred and fiftieth anniversary of the establishment of the seat of the Federal Government in the District of Columbia in the year 1800; and

Whereas pursuant to said joint resolution the National Capital Sesquicentennial Commission has, after extending invitations to the several States, the Territories, the District of Columbia, the departments and agencies of the Federal Government, the governments of other nations, and various other civic bodies, organizations, and agencies to join in such celebration by the presentation of exhibits and participation in other programs, adopted a plan or plans which the Commission feels will appropriately and suitably manifest the significance of the sesquicentennial anniversary of the establishment of the seat of the Federal Government in the District of Columbia; and

Whereas the Congress finds that such commemoration and celebration are worthy and deserving of the support and encouragement of the people of the United States and that the National Capital Sesquicentennial Commission should be authorized to proceed immediately with the execution of the plan or plans for such commemorative exercises: Now, therefore be it

National Capital
Sesquicentennial
Commission.
Plans for celebra-
tion.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the National Capital Sesquicentennial Commission (hereinafter referred to as the "Commission") is hereby authorized to carry out the plans adopted by it in

accordance with the joint resolution entitled "Joint resolution to provide for the appropriate commemoration of the one hundred and fiftieth anniversary of the establishment of the seat of the Federal Government in the District of Columbia", approved July 18, 1947, for celebrating the one hundred and fiftieth anniversary of the establishment of the seat of the Federal Government in the District of Columbia, and to modify such plans whenever in the discretion of the Commission such action is necessary and desirable.

61 Stat. 396.

SEC. 2. The Commission shall prescribe the duties of the Director appointed under the authority of said joint resolution and may delegate to him such powers and functions as it shall deem advisable in order to give effect to the provisions of this joint resolution. The Director shall exercise such powers as are delegated to him by the Commission and in order to facilitate the functioning of his office may subdelegate such powers as may be deemed advisable by the Commission to those in the employ of, or detailed to, the Commission.

Duties and powers of Director.

SEC. 3. In carrying out the purposes of this joint resolution, the Commission is authorized—

Authority of Commission.

(a) to appoint, without regard to the civil-service laws and regulations and the Classification Act of 1923, as amended, such clerks, stenographers, skilled and technical assistants, and other personnel as may be needed in organizing and carrying out the plans of the Commission; to purchase such materials, and to contract for such labor and other services as may be necessary in connection with the performance of the functions of the Commission, including the preparation and production of exhibits and plays;

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

(b) to erect a building or buildings, or other structures, for its own use, and to further the purposes of the sesquicentennial celebration, and to provide for the landscaping of the site or sites thereof; to provide for the decoration and maintenance of such buildings, structures, sites, and grounds during the period deemed necessary by the Commission; to rent such space in the District of Columbia without regard to section 322 of the Act of June 30, 1932 (47 Stat. 412), as amended, as the Commission may deem necessary: *Provided*, That the erection or construction of the buildings and landscaping of sites shall be under agreements mutually acceptable to the Commission and the Federal and District of Columbia agencies having jurisdiction and control over the area or areas involved, and shall be approved by the National Capital Park and Planning Commission: *Provided further*, That in the construction of buildings and exhibits requiring skilled and unskilled labor the prevailing rate of wages as provided in the Act of March 3, 1931 (46 Stat. 1494), as amended, shall be paid.

Erection of buildings, etc.

40 U. S. C. § 278a.

(c) to allot funds appropriated for the purposes of this joint resolution to any executive department, independent office, or establishment of the Federal Government, with the consent of the head thereof, or to the District of Columbia Government, with the consent of the Commissioners of the District of Columbia for direct expenditure in executing the duties or functions delegated to it by the Commission;

40 U. S. C. §§ 276a-276a-6; Supp. II, § 276a-5 note.

Allotment of funds.

(d) to fix and collect charges for admission to exhibits, plays, and dramatic productions: *Provided*, That all revenues received by the Commission from such source shall be covered into the Treasury of the United States to the credit of the appropriation to be made pursuant to the authority contained herein and may be expended and shall be accounted for in the same manner as other funds authorized for expenditures by the Commission;

Admission charges to exhibits, etc.

Contributions.

(e) to receive contributions of money, materials, and other property from any source to aid in carrying out the purposes of this joint resolution; to borrow materials or exhibits; to accept the services of any skilled or unskilled labor that may be made available to it; and to accept reimbursement from private organizations or individuals for rights or privileges granted by it: *Provided*, That all contributions and reimbursements shall be expended and accounted for in the same manner as the funds made available under an appropriation made pursuant to the authorization contained in this joint resolution.

Cooperation of Federal agencies.

SEC. 4. (a) The heads of the executive departments, independent agencies, and establishments of the Federal Government, and the Commissioners of the District of Columbia, are authorized to cooperate with the Commission in the procurement, installation, and display of exhibits, and to lend to the Commission such articles, specimens, and exhibits as the Commission shall deem to be in the interest of the United States and in keeping with the purposes of the sesquicentennial celebration; to appoint without regard to the civil-service laws and regulations and the Classification Act of 1923, as amended, such draftsmen and other skilled assistants as may be necessary; to contract for such labor and other services as shall be deemed necessary; and to designate officials or employees in their respective spheres to assist the Commission.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

Allotment of space for exhibits.

(b) The Commission is authorized to allot to the departments, offices, and establishments of the Federal Government to the several States, the District of Columbia, the Territories of the United States, and the governments of other nations, that have signified their desire to create exhibits for the sesquicentennial celebration, space within any structure or structures erected pursuant to the authority conferred by this joint resolution. The Commission shall arrange for the selection, presentation, assembling, transportation, installation, safe-keeping, exposition, demonstration, and return of such articles and materials as the Commission shall decide to include in the exhibits of such celebration.

Disposition of property.

(c) At the close of the sesquicentennial celebration, or when the connection of the Government of the United States therewith ceases, the Commission shall return such property as may have been borrowed. Any expense incident to the restoration, modification, and revision of such property to a condition which will permit its use at subsequent expositions and fairs, and the expense incident to continuing the employment of personnel necessary to close out the fiscal and other records and to prepare the required reports of the participating organizations, may be paid from the funds made available pursuant to the authorization contained herein. If the return of any such property loaned by a department, agency, or establishment of the United States, or by the District of Columbia, is not feasible, the Commission may, with the consent of the lender, make such disposition thereof as may be deemed advisable and in the public interest. The Commission shall dispose of all remaining property and materials, including buildings and structures, at public sale to the highest bidder and the proceeds thereof shall be covered into the Treasury of the United States as miscellaneous receipts: *Provided*, That the Commission may upon request, if it deems it to be in the public interest, transfer without consideration the title to any permanent building or structure constructed hereunder to any agency of the United States having control and jurisdiction over the land on which such building or structure is located, subject to the approval of the National Capital Park and Planning Commission. The Commission shall account for

Transfer of title to permanent building.

all property, materials, buildings, or structures disposed of pursuant to this subsection.

SEC. 5. Such sums as are necessary to carry out the purposes of this joint resolution are hereby authorized to be appropriated, and shall remain available until expended; except that upon the termination of the Commission any unexpended or unobligated balances shall be covered back into the Treasury of the United States. The appropriation authorized by this joint resolution shall be available for the operation of the building or buildings, structure or structures, improvement or improvements, including light, heat, water, gas, janitor, and other required services; for the rental of space in the District of Columbia; for the selection, purchase, preparation, assembling, transportation, installation, arrangement, repair, safekeeping, exhibition, demonstration, and return of such articles and materials as the Commission may decide shall be included in Government exhibits; for the purchase of uniforms; for the compensation of the Director, and other officers and employees of the Commission in the District of Columbia and elsewhere; for actual and necessary traveling, hotel, and other expenses incurred by the Commissioners, the Director, and other officers and employees of the Commission in the discharge of their duties under this joint resolution; for telephone service; for the purchase or rental of furniture and equipment (including typewriting and other office machines), stationery and supplies, maps, reports, documents, plans, specifications, manuscripts, newspapers, and all other appropriate publications: *Provided*, That payment for telephone service, rents, subscriptions to newspapers and periodicals, and other similar purposes, may be made in advance; for the hire and operation of passenger-carrying automobiles in the District of Columbia; for printing and binding to be done, in the discretion of the Commission, by establishments other than the Government Printing Office; for entertaining of distinguished visitors; and for all other expenses as may be deemed necessary by the Commission to fulfill properly the purposes of this joint resolution: *Provided further*, That all purchases, expenditures, and disbursements of any moneys made available by authority of this joint resolution shall be made under the direction of the Commission in accordance with law. All accounts and vouchers covering expenditures shall be approved by the Director or by such assistants as the Commission may designate, except for such allotments as may be made to the various executive departments, independent offices, and establishments, or the District of Columbia Government for direct expenditure; but these provisions shall not be construed to waive the submission of accounts and vouchers to the General Accounting Office for audit.

SEC. 6. Upon request of the Commission, the Director of the Bureau of the Mint is authorized to cause to be issued an appropriate medal commemorating the celebration of the sesquicentennial hereby authorized, which medal shall be sold to the public by the Commission at such price as may be determined by it: *Provided*, That all revenues received by the Commission from such source shall be covered into the Treasury of the United States to the credit of the appropriation to be made pursuant to the authority contained herein and may be expended and shall be accounted for in the same manner as other funds authorized for expenditures by the Commission. The Director of the Bureau of the Mint is further authorized to cause to be issued badge medals in such quantity as the Commission shall determine, to be awarded to individuals or organizations in recognition of their participation in the celebrations hereby authorized, or for other outstanding service. The Commission shall reimburse the Bureau of the Mint for the cost of the medals and emblems.

Appropriation authorized.
Post, p. 872.

Availability of appropriation.

Issuance of medals.

Importation of articles.

62 Stat. 345.

Report to Congress.

SEC. 7. All articles which shall be imported from foreign countries for the purpose of exhibition at the sesquicentennial celebration, or for use in constructing, installing, or maintaining foreign exhibits during such celebration, upon which there shall be a tariff or customs duty, shall enjoy, to the same extent and in the same manner the privileges conferred by Public Law 614, Eightieth Congress, approved June 8, 1948. The provisions of the last proviso of said Public Law 614, and the procedures prescribed therein, shall be applicable to merchandise imported for use in the sesquicentennial celebration, and the National Capital Sesquicentennial Commission shall be regarded as standing in the place and stead of the International Industrial Exposition, Incorporated, designated therein, with respect to any merchandise imported for the purpose of carrying out the provisions of this joint resolution.

SEC. 8. It shall be the duty of the Commission to transmit to the Congress, within six months after the close of the sesquicentennial, a detailed statement of all expenditures and such other reports as may be deemed proper or called for. Upon the transmission of such report to the Congress the Commission established by and all appointments made under the authority of this joint resolution shall terminate.

Approved May 31, 1949.

[CHAPTER 152]

AN ACT

May 31, 1949
[H. R. 55]
Public Law 79]

To include certain lands in the Carson National Forest, New Mexico, and for other purposes.

Carson National
Forest, N. Mex.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundaries of the Carson National Forest, New Mexico, are hereby extended to include fractional township 25 north, range 15 east, New Mexico principal meridian, and, subject to all valid and existing claims, all lands of the United States within said township are hereby made parts of the Carson National Forest and hereafter shall be subject to all laws and regulations applicable thereto.

Approved May 31, 1949.

[CHAPTER 153]

AN ACT

May 31, 1949
[H. R. 2906]
[Public Law 80]

To provide a one year's extension of time for the disposition of farm labor camps to public or semipublic agencies or nonprofit associations of farmers.

7 U. S. C., Supp. II,
§ 1017 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of July 31, 1947 (ch. 413, 61 Stat. 694), is hereby amended by striking out the date "June 30, 1949" wherever it appears therein and substituting in lieu thereof the date "June 30, 1950".

Approved May 31, 1949.

[CHAPTER 154]

AN ACT

May 31, 1949
[H. R. 3396]
[Public Law 81]

To amend the law relating to timber operations on the Menominee Indian Reservation in Wisconsin.

Menominee Indian
Reservation, Wis.
Sale, etc., of timber.

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That section 1 of the Act approved March 28, 1908 (35 Stat. 51), entitled "An Act to authorize the cutting of timber, the manufacture and sale of lumber,

and the preservation of the forests on the Menominee Indian Reservation in the State of Wisconsin", as amended, be, and is hereby, amended by inserting after the words "cut in any one year" the following: "except that for each of the fiscal years ending June 30, 1949, June 30, 1950, and June 30, 1951, there may be cut not to exceed an additional five million feet of dead, diseased, and/or blown-down timber".

Approved May 31, 1949.

[CHAPTER 155]

AN ACT

To grant the consent of the United States to the Arkansas River compact.

May 31, 1949
[H. R. 4151]
[Public Law 82]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the compact, signed (after negotiations in which a representative of the United States, duly appointed by the President, participated, and upon which he has reported to the Congress) by the Commissioners for the States of Colorado and Kansas on December 14, 1948, at Denver, Colorado, and thereafter ratified by the legislatures of each of the States aforesaid, which said compact reads as follows:

Arkansas River
Compact.
Consent of Con-
gress.

"ARKANSAS RIVER COMPACT

"The State of Colorado and the State of Kansas, parties signatory to this Compact (hereinafter referred to as 'Colorado' and 'Kansas', respectively, or individually as a 'State', or collectively as the 'States') having resolved to conclude a compact with respect to the waters of the Arkansas River, and being moved by considerations of interstate comity, having appointed commissioners as follows: 'Henry C. Vidal, Gail L. Ireland, and Harry B. Mendenhall, for Colorado; and George S. Knapp, Edward F. Arn, William E. Leavitt, and Roland H. Tate, for Kansas'; and the consent of the Congress of the United States to negotiate and enter into an interstate compact not later than January 1, 1950, having been granted by Public Law 34, 79th Congress, 1st Session, and pursuant thereto the President having designated Hans Kramer as the representative of the United States, the said commissioners for Colorado and Kansas, after negotiations participated in by the representative of the United States, have agreed as follows:

59 Stat. 53.
U. S. Representa-
tive.

"ARTICLE I

"The major purposes of this Compact are to:

"A. Settle existing disputes and remove causes of future controversy between the States of Colorado and Kansas, and between citizens of one and citizens of the other State, concerning the waters of the Arkansas River and their control, conservation and utilization for irrigation and other beneficial purposes.

"B. Equitably divide and apportion between the States of Colorado and Kansas the waters of the Arkansas River and their utilization as well as the benefits arising from the construction, operation and maintenance by the United States of John Martin Reservoir Project for water conservation purposes.

"ARTICLE II

"The provisions of this Compact are based on (1) the physical and other conditions peculiar to the Arkansas River and its natural drainage basin, and the nature and location of irrigation and other developments and facilities in connection therewith; (2) the opinion of the

United States Supreme Court entered December 6, 1943, in the case of *Colorado v. Kansas* (320 U. S. 383) concerning the relative rights of the respective States in and to the use of waters of the Arkansas River; and (3) the experience derived under various interim executive agreements between the two States apportioning the waters released from the John Martin Reservoir as operated by the Corps of Engineers.

"ARTICLE III

"As used in this Compact:

"A. The word 'Stateline' means the geographical boundary line between Colorado and Kansas.

"B. The term 'waters of the Arkansas River' means the waters originating in the natural drainage basin of the Arkansas River, including its tributaries, upstream from the Stateline, and excluding waters brought into the Arkansas River Basin from other river basins.

"C. The term 'Stateline flow' means the flow of waters of the Arkansas River as determined by gaging stations located at or near the Stateline. The flow as determined by such stations, whether located in Colorado or Kansas, shall be deemed to be the actual Stateline flow.

"D. 'John Martin Reservoir Project' is the official name of the facility formerly known as Caddoa Reservoir Project, authorized by the Flood Control Act of 1936, as amended, for construction, operation and maintenance by the War Department, Corps of Engineers, later designated as the Corps of Engineers, Department of the Army, and herein referred to as the 'Corps of Engineers'. 'John Martin Reservoir' is the water storage space created by 'John Martin Dam'.

"E. The 'flood control storage' is that portion of the total storage space in John Martin Reservoir allocated to flood control purposes.

"F. The 'conservation pool' is that portion of the total storage space in John Martin Reservoir lying below the flood control storage.

"G. The 'ditches of Colorado Water District 67' are those ditches and canals which divert water from the Arkansas River or its tributaries downstream from John Martin Dam for irrigation use in Colorado.

"H. The term 'river flow' means the sum of the flows of the Arkansas and the Purgatoire Rivers into John Martin Reservoir as determined by gaging stations appropriately located above said Reservoir.

"I. The term 'the Administration' means the Arkansas River Compact Administration established under Article VIII.

"ARTICLE IV

"Both States recognize that:

"A. This Compact deals only with the waters of the Arkansas River as defined in Article III.

"B. This Compact is not concerned with the rights, if any, of the State of New Mexico or its citizens in and to the use in New Mexico of waters of Trinchera Creek or other tributaries of the Purgatoire River, a tributary of the Arkansas River.

"C. (1) John Martin Dam will be operated by the Corps of Engineers to store and release the waters of the Arkansas River in and from John Martin Reservoir for its authorized purposes.

"(2) The bottom of the flood control storage is presently fixed by the Chief of Engineers, U. S. Army, at elevation 3,851 feet above mean sea level. The flood control storage will be operated for flood control purposes and to those ends will impound or regulate the streamflow volumes that are in excess of the then available storage capacity of the conservation pool. Releases from the flood control

storage may be made at times and rates determined by the Corps of Engineers to be necessary or advisable without regard to ditch diversion capacities or requirements in either or both States.

"(3) The conservation pool will be operated for the benefit of water users in Colorado and Kansas, both upstream and downstream from John Martin Dam, as provided in this Compact. The maintenance of John Martin Dam and appurtenant works may at times require the Corps of Engineers to release waters then impounded in the conservation pool or to prohibit the storage of water therein until such maintenance work is completed. Flood control operation may also involve temporary utilization of conservation storage.

"D. This Compact is not intended to impede or prevent future beneficial development of the Arkansas River basin in Colorado and Kansas by Federal or State agencies, by private enterprise, or by combinations thereof, which may involve construction of dams, reservoir, and other works for the purposes of water utilization and control, as well as the improved or prolonged functioning of existing works: Provided, that the waters of the Arkansas River, as defined in Article III, shall not be materially depleted in usable quantity or availability for use to the water users in Colorado and Kansas under this Compact by such future development or construction.

"ARTICLE V

"Colorado and Kansas hereby agree upon the following basis of apportionment of the waters of the Arkansas River:

"A. Winter storage in John Martin Reservoir shall commence on November 1st of each year and continue to and include the next succeeding March 31st. During said period all water entering said reservoir up to the limit of the then available conservation capacity shall be stored: Provided, that Colorado may demand releases of water equivalent to the river flow, but such releases shall not exceed 100 c. f. s. (cubic feet per second) and water so released shall be used without avoidable waste.

"B. Summer storage in John Martin Reservoir shall commence on April 1st of each year and continue to and include the next succeeding October 31st. During said period, except when Colorado water users are operating under decreed priorities as provided in paragraphs F and G of this Article, all water entering said reservoir up to the limit of the then available conservation capacity shall be stored: Provided, that Colorado may demand releases of water equivalent to the river flow up to 500 c. f. s., and Kansas may demand releases of water equivalent to that portion of the river flow between 500 c. f. s. and 750 c. f. s., irrespective of releases demanded by Colorado.

"C. Releases of water stored pursuant to the provisions of paragraphs A and B of this Article shall be made upon demands by Colorado and Kansas concurrently or separately at any time during the summer storage period. Unless increases to meet extraordinary conditions are authorized by the Administration, separate releases of stored water to Colorado shall not exceed 750 c. f. s., separate releases of stored water to Kansas shall not exceed 500 c. f. s., and concurrent releases of stored water shall not exceed a total of 1,250 c. f. s.: Provided, that when water stored in the conservation pool is reduced to a quantity less than 20,000 acre-feet, separate releases of stored water to Colorado shall not exceed 600 c. f. s., separate releases of stored water to Kansas shall not exceed 400 c. f. s., and concurrent releases of stored water shall not exceed 1,000 c. f. s.

"D. Releases authorized by paragraphs A, B and C of this Article, except when all Colorado water users are operating under decreed priorities as provided in paragraphs F and G of this Article, shall not

impose any call on Colorado water users that divert waters of the Arkansas River upstream from John Martin Dam.

"E. (1) Releases of stored water and releases of river flow may be made simultaneously upon the demands of either or both States.

"(2) Water released upon concurrent or separate demands shall be applied promptly to beneficial use unless storage thereof downstream is authorized by the Administration.

"(3) Releases of river flow and of stored water to Colorado shall be measured by gaging stations located at or near John Martin Dam and the releases to which Kansas is entitled shall be satisfied by an equivalent in Stateline flow.

"(4) When water is released from John Martin Reservoir appropriate allowances as determined by the Administration shall be made for the intervals of time required for such water to arrive at the points of diversion in Colorado and at the Stateline.

"(5) There shall be no allowance or accumulation of credits or debits for or against either State.

"(6) Storage, releases from storage and releases of river flow authorized in this Article shall be accomplished pursuant to procedures prescribed by the Administration under the provisions of Article VIII.

"F. In the event the Administration finds that within a period of fourteen (14) days the water in the conservation pool will be or is liable to be exhausted, the Administration shall forthwith notify the State Engineer of Colorado, or his duly authorized representative, that commencing upon a day certain within said fourteen (14) day period, unless a change of conditions justifies cancellation or modification of such notice, Colorado shall administer the decreed rights of water users in Colorado Water District 67 as against each other and as against all rights now or hereafter decreed to water users diverting upstream from John Martin Dam on the basis of relative priorities in the same manner in which their respective priority rights were administered by Colorado before John Martin Reservoir began to operate and as though John Martin Dam had not been constructed. Such priority administration by Colorado shall be continued until the Administration finds that water is again available in the conservation pool for release as provided in this Compact, and timely notice of such finding shall be given by the Administration to the State Engineer of Colorado or his duly authorized representative: Provided, that except as controlled by the operation of the preceding provisions of this paragraph and other applicable provisions of this Compact, when there is water in the conservation pool the water users upstream from John Martin Reservoir shall not be affected by the decrees to the ditches in Colorado Water District 67. Except when administration in Colorado is on a priority basis the water diversions in Colorado Water District 67 shall be administered by Colorado in accordance with distribution agreements made from time to time between the water users in such District and filed with the Administration and with the State Engineer of Colorado or, in the absence of such agreement, upon the basis of the respective priority decrees, as against each other, in said District.

"G. During periods when Colorado reverts to administration of decreed priorities, Kansas shall not be entitled to any portion of the river flow entering John Martin Reservoir. Waters of the Arkansas River originating in Colorado which may flow across the Stateline during such periods are hereby apportioned to Kansas.

"H. If the usable quantity and availability for use of the waters of the Arkansas River to water users in Colorado Water District 67 and Kansas will be thereby materially depleted or adversely affected, (1) priority rights now decreed to the ditches of Colorado Water

District 67 shall not hereafter be transferred to other water districts in Colorado or to points of diversion or places of use upstream from John Martin Dam; and (2) the ditch diversion rights from the Arkansas River in Colorado Water District 67 and of Kansas ditches between the Stateline and Garden City shall not hereafter be increased beyond the total present rights of said ditches, without the Administration, in either case (1) or (2), making findings of fact that no such depletion or adverse effect will result from such proposed transfer or increase. Notice of legal proceedings for any such proposed transfer or increase shall be given to the Administration in the manner and within the time provided by the laws of Colorado or Kansas in such cases.

“ARTICLE VI

“A. (1) Nothing in this Compact shall be construed as impairing the jurisdiction of Kansas over the waters of the Arkansas River that originate in Kansas and over the waters that flow from Colorado across the Stateline into Kansas.

“(2) Except as otherwise provided, nothing in this Compact shall be construed as supplanting the administration by Colorado of the rights of appropriators of waters of the Arkansas River in said State as decreed to said appropriators by the courts of Colorado, nor as interfering with the distribution among said appropriators by Colorado, nor as curtailing the diversion and use for irrigation and other beneficial purposes in Colorado of the waters of the Arkansas River.

“B. Inasmuch as the Frontier Canal diverts waters of the Arkansas River in Colorado west of the Stateline for irrigation uses in Kansas only, Colorado concedes to Kansas and Kansas hereby assumes exclusive administrative control over the operation of the Frontier Canal and its headworks for such purposes, to the same extent as though said works were located entirely within the State of Kansas. Water carried across the Stateline in the Frontier Canal or any other similarly situated canal shall be considered to be part of the Stateline flow.

“ARTICLE VII

“A. Each State shall be subject to the terms of this Compact. Where the name of the State or the term ‘State’ is used in this Compact these shall be construed to include any person or entity of any nature whatsoever using, claiming or in any manner asserting any right to the use of the waters of the Arkansas River under the authority of that State.

“B. This Compact establishes no general principle or precedent with respect to any other interstate stream.

“C. Wherever any State or Federal official or agency is referred to in this Compact such reference shall apply to the comparable official or agency succeeding to their duties and functions.

“ARTICLE VIII

“A. To administer the provisions of this Compact there is hereby created an interstate agency to be known as the Arkansas River Compact Administration herein designated as ‘the Administration’.

“B. The Administration shall have power to:

“(1) Adopt, amend and revoke by-laws, rules and regulations consistent with the provisions of this Compact;

“(2) Prescribe procedures for the administration of this Compact: Provided, that where such procedures involve the operation of John

Arkansas River
Compact Administra-
tion.

Martin Reservoir Project they shall be subject to the approval of the District Engineer in charge of said Project;

“(3) Perform all functions required to implement this Compact and to do all things necessary, proper or convenient in the performance of its duties.

U. S. representative.

“C. The membership of the Administration shall consist of three representatives from each State who shall be appointed by the respective Governors for a term not to exceed four years. One Colorado representative shall be a resident of and water right owner in Water Districts 14 or 17, one Colorado representative shall be a resident of and water right owner in Water District 67, and one Colorado representative shall be the Director of the Colorado Water Conservation Board. Two Kansas representatives shall be residents of and water right owners in the counties of Finney, Kearny or Hamilton, and one Kansas representative shall be the chief State official charged with the administration of water rights in Kansas. The President of the United States is hereby requested to designate a representative of the United States, and if a representative is so designated he shall be an ex-officio member and act as chairman of the Administration without vote.

U. S. representative
as arbitrator.

“D. The State representatives shall be appointed by the respective Governors within thirty days after the effective date of this Compact. The Administration shall meet and organize within sixty days after such effective date. A quorum for any meeting shall consist of four members of the Administration: Provided, that at least two members are present from each State. Each State shall have but one vote in the Administration and every decision, authorization or other action shall require unanimous vote. In case of a divided vote on any matter within the purview of the Administration, the Administration may, by subsequent unanimous vote, refer the matter for arbitration to the Representative of the United States or other arbitrator or arbitrators, in which event the decision made by such arbitrator or arbitrators shall be binding upon the Administration.

“E. (1) The salaries, if any, and the personal expenses of each member shall be paid by the government which he represents. All other expenses incident to the administration of this Compact which are not paid by the United States shall be borne by the States on the basis of 60 per cent by Colorado and 40 per cent by Kansas.

“(2) In each even numbered year the Administration shall adopt and transmit to the Governor of each State its budget covering anticipated expenses for the forthcoming biennium and the amount thereof payable by each State. Each State shall appropriate and pay the amount due by it to the Administration.

“(3) The Administration shall keep accurate accounts of all receipts and disbursements and shall include a statement thereof, together with a certificate of audit by a certified public accountant, in its annual report. Each State shall have the right to make an examination and audit of the accounts of the Administration at any time.

“F. Each state shall provide such available facilities, equipment and other assistance as the Administration may need to carry out its duties. To supplement such available assistance the Administration may employ engineering, legal, clerical and other aid as in its judgment may be necessary for the performance of its functions. Such employees shall be paid by and be responsible to the Administration, and shall not be considered to be employees of either State.

Cooperation with
Federal and State
agencies.

“G. (1) The Administration shall cooperate with the chief official of each State charged with the administration of water rights and with Federal agencies in the systematic determination and correlation of the facts as to the flow and diversion of the waters of the

Arkansas River and as to the operation and siltation of John Martin Reservoir and other related structures. The Administration shall cooperate in the procurement, interchange, compilation and publication of all factual data bearing upon the administration of this Compact without, in general, duplicating measurements, observations or publications made by State or Federal agencies. State officials shall furnish pertinent factual data to the Administration upon its request. The Administration shall, with the collaboration of the appropriate Federal and State agencies, determine as may be necessary from time to time, the location of gaging stations required for the proper administration of this Compact and shall designate the official records of such stations for its official use.

"(2) The Director, U. S. Geological Survey, the Commissioner of Reclamation and the Chief of Engineers, U. S. Army, are hereby requested to collaborate with the Administration and with appropriate State officials in the systematic determination and correlation of data referred to in paragraph G (1) of this Article and in the execution of other duties of such officials which may be necessary for the proper administration of this Compact.

Collaboration with
certain U. S. officials.

"(3) If deemed necessary for the administration of this Compact, the Administration may require the installation and maintenance, at the expense of water users, of measuring devices of approved type in any ditch or group of ditches diverting water from the Arkansas River in Colorado or Kansas. The chief official of each State charged with the administration of water rights shall supervise the execution of the Administration's requirements for such installations.

"H. Violation of any of the provisions of this Compact or other actions prejudicial thereto which come to the attention of the Administration shall be promptly investigated by it. When deemed advisable as the result of such investigation, the Administration may report its findings and recommendations to the State official who is charged with the administration of water rights for appropriate action, it being the intent of this Compact that enforcement of its terms shall be accomplished in general through the State agencies and officials charged with the administration of water rights.

"I. Findings of fact made by the Administration shall not be conclusive in any court or before any agency or tribunal but shall constitute prima facie evidence of the facts found.

"J. The Administration shall report annually to the Governors of the States and to the President of the United States as to matters within its purview.

Report.

"ARTICLE IX

"A. This Compact shall become effective when ratified by the Legislature of each State and when consented to by the Congress of the United States by legislation providing substantially, among other things, as follows:

Effective date.

"Nothing contained in this Act or in the Compact herein consented to shall be construed as impairing or affecting the sovereignty of the United States or any of its rights or jurisdiction in and over the area or waters which are the subject of such Compact: Provided, that the Chief of Engineers is hereby authorized to operate the conservation features of the John Martin Reservoir Project in a manner conforming to such Compact with such exceptions as he and the Administration created pursuant to the Compact may jointly approve."

"B. This Compact shall remain in effect until modified or terminated by unanimous action of the States and in the event of modification or termination all rights then established or recognized by this Compact shall continue unimpaired.

Deposit of originals.

"In Witness whereof, The commissioners have signed this Compact in triplicate original, one of which shall be forwarded to the Secretary of State of the United States of America and one of which shall be forwarded to the Governor of each signatory State.

"Done in the City and County of Denver, in the state of Colorado, on the fourteenth day of December, in the Year of our Lord One Thousand Nine Hundred and Forty-eight.

HENRY C. VIDAL

 Henry C. Vidal
 GAIL L. IRELAND

 Gail L. Ireland
 HARRY B. MENDENHALL

 Harry B. Mendenhall
 Commissioners for Colorado
 GEORGE S. KNAPP

 George S. Knapp
 EDWARD F. ARN

 Edward F. Arn
 WILLIAM E. LEAVITT

 William E. Leavitt
 ROLAND H. TATE

 Roland H. Tate
 Commissioners for Kansas

"Attest:

"WARDEN L. NOE

 "Warden L. Noe, Secretary

"Approved:

"HANS KRAMER

 "Hans Kramer
 Representative of the United States"
John Martin Res-
ervoir project.

SEC. 2. Nothing contained in this Act or in the compact herein consented to shall be construed as impairing or affecting the sovereignty of the United States or any of its rights or jurisdiction in and over the area or waters which are the subject of such compact: *Provided*, That the Chief of Engineers is hereby authorized to operate the conservation features of the John Martin Reservoir project in a manner conforming to such compact with such exceptions as he and the Administration created pursuant to the compact may jointly approve.

Approved May 31, 1949.

[CHAPTER 166]

AN ACT

 June 2, 1949
 [H. R. 2566]
 [Public Law 83]

Granting the consent of Congress to the States of Montana, North Dakota, and Wyoming to negotiate and enter into a compact or agreement for division of the waters of the Yellowstone River.

 Yellowstone River
 compact.
 Consent of Con-
 gress.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of

Congress is hereby given to the States of Montana, North Dakota, and Wyoming to negotiate and enter into a compact, or agreement, not later than June 1, 1952, providing for an equitable division and apportionment between the States of the water supply of the Yellowstone River and of the streams tributary thereto, upon condition that one suitable person, who shall be appointed by the President of the United States, shall participate in said negotiations as the representative of the United States and shall make a report to Congress of proceedings and of any compact or agreement entered into: *Provided*, That such compact or agreement shall not be binding or obligatory upon any of the parties thereto unless and until the same shall have been approved by the legislatures of each of said States and by the Congress of the United States: *Provided further*, That nothing in this Act shall apply to any waters within or tributary to the Yellowstone National Park or shall establish any right or interest in or to any lands with the boundaries thereof.

Approved June 2, 1949.

Approval.

Nonapplicability.

[CHAPTER 171]

AN ACT

To amend title 17 of the United States Code entitled "Copyrights", with respect to relaxation of provisions governing copyright of foreign works.

June 3, 1949
[H. R. 2285]
[Public Law 84]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 16 of title 17, United States Code, is amended to read as follows:

Title 17, U. S. Code,
amendments.
61 Stat. 657.
17 U. S. C., Supp.
II, § 16.

"§ 16. MECHANICAL WORK TO BE DONE IN UNITED STATES.—Of the printed book or periodical specified in section 5, subsections (a) and (b), of this title, except the original text of a book or periodical of foreign origin in a language or languages other than English, the text of all copies accorded protection under this title, except as below provided, shall be printed from type set within the limits of the United States, either by hand or by the aid of any kind of typesetting machine, or from plates made within the limits of the United States from type set therein, or, if the text be produced by lithographic process, or photoengraving process, then by a process wholly performed within the limits of the United States, and the printing of the text and binding of the said book shall be performed within the limits of the United States; which requirements shall extend also to the illustrations within a book consisting of printed text and illustrations produced by lithographic process, or photoengraving process, and also to separate lithographs or photoengravings, except where in either case the subjects represented are located in a foreign country and illustrate a scientific work or reproduce a work of art: *Provided, however*, That said requirements shall not apply to works in raised characters for the use of the blind, or to books or periodicals of foreign origin in a language or languages other than English, or to works printed or produced in the United States by any other process than those above specified in this section, or to copies of books or periodicals, of foreign origin, in the English language, imported into the United States within five years after first publication in a foreign state or nation up to the number of fifteen hundred copies of each such book or periodical if said copies shall contain notice of copyright in accordance with sections 10, 19, and 20 of this title and if ad interim copyright in said work shall have been obtained pursuant to section 22 of this title prior to the importation into the United States of any copy except those permitted by the provisions of section 107 of this title: *Provided further*, That the provisions of this section shall not affect the right of importation under the provisions of section 107 of this title, nor

Nonapplicability of
requirements.

61 Stat. 656, 658.
17 U. S. C., Supp.
II, §§ 10, 19, 20.
Post, p. 154.

61 Stat. 663.
17 U. S. C., Supp.
II, § 107.

58 Stat. 1129.

61 Stat. 659,
17 U. S. C., Supp.
II, § 22.

the extension of time within which to comply with conditions and formalities granted by Presidential proclamation, No. 2608, of March 14, 1944."

SEC. 2. That section 22 of title 17, United States Code, is amended to read as follows:

"§ 22. AD INTERIM PROTECTION OF BOOK OR PERIODICAL PUBLISHED ABROAD.—In the case of a book or periodical first published abroad in the English language, the deposit in the Copyright Office, not later than six months after its publication abroad, of one complete copy of the foreign edition, with a request for the reservation of the copyright and a statement of the name and nationality of the author and of the copyright proprietor and of the date of publication of the said book or periodical, shall secure to the author or proprietor an ad interim copyright therein, which shall have all the force and effect given to copyright by this title, and shall endure until the expiration of five years after the date of first publication abroad."

61 Stat. 659,
17 U. S. C., Supp.
II, § 23.

SEC. 3. That section 23 of title 17, United States Code, is amended to read as follows:

"§ 23. SAME; EXTENSION TO FULL TERM.—Whenever within the period of such ad interim protection an authorized edition of such books or periodicals shall be published within the United States, in accordance with the manufacturing provisions specified in section 16 of this title, and whenever the provisions of this title as to deposit of copies, registration, filing of affidavits, and the printing of the copyright notice shall have been duly complied with, the copyright shall be extended to endure in such book or periodical for the term provided in this title."

61 Stat. 668,
17 U. S. C., Supp.
II, § 215.

SEC. 4. That the second paragraph of section 215 of title 17, United States Code, is amended by striking out the period at the end thereof, inserting a colon in lieu thereof, and adding the following new provisions: "*And provided further*, That with respect to works of foreign origin, in lieu of payment of the copyright fee of \$4 together with one copy of the work and application, the foreign author or proprietor may at any time within six months from the date of first publication abroad deposit in the Copyright Office an application for registration and two copies of the work which shall be accompanied by a catalog card in form and content satisfactory to the Register of Copyrights."

61 Stat. 652,
17 U. S. C., Supp.
II, prec. § 1.

SEC. 5. The analysis of chapter 1 of said title 17, United States Code, is amended by striking out the item reading: "22. Ad interim protection of book published abroad.", and inserting in lieu thereof: "22. Ad interim protection of book or periodical published abroad."

Approved June 3, 1949.

[CHAPTER 175]

AN ACT

June 7, 1949
[S. 900]
[Public Law 85]

To amend the Commodity Credit Corporation Charter Act, and for other purposes.

Commodity Credit
Corporation Charter
Act, amendments.
62 Stat. 1070.
15 U. S. C., Supp. II,
§ 714.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Commodity Credit Corporation Charter Act (Public Law Numbered 806, Eightieth Congress) is amended by deleting the words "direction and control of its Board of Directors" at the end of the said section and substituting therefor the words "supervision and direction of the Secretary of Agriculture (hereinafter referred to as the 'Secretary')".

62 Stat. 1071.
15 U. S. C., Supp.
II, § 714b (h).

SEC. 2. Section 4 (h) of the said Commodity Credit Corporation Charter Act is amended by deleting the second sentence thereof and inserting in its place the following: "The Corporation shall have power

to acquire personal property necessary to the conduct of its business but shall not have power to acquire real property or any interest therein except that it may (a) rent or lease office space necessary for the conduct of its business and (b) acquire real property or any interest therein for the purpose of providing storage adequate to carry out effectively and efficiently any of the Corporation's programs, or of securing or discharging obligations owing to the Corporation, or of otherwise protecting the financial interests of the Corporation: *Provided*, That the authority contained in this subsection (h) shall not be utilized by the Corporation for the purpose of acquiring real property, or any interest therein, in order to provide storage facilities for any commodity unless the Corporation determines that existing privately owned storage facilities for such commodity in the area concerned are not adequate: *Provided further*, That no refrigerated cold storage facilities shall be constructed or purchased except with funds specifically provided by Congress for that purpose: *And provided further*, That nothing contained in this subsection (h) shall limit the duty of the Corporation, to the maximum extent practicable consistent with the fulfillment of the Corporation's purposes and the effective and efficient conduct of its business, to utilize the usual and customary channels, facilities, and arrangements of trade and commerce in the warehousing of commodities: *And provided further*, That to encourage the storage of grain on farms, where it can be stored at the lowest cost, the Corporation shall make loans to grain growers needing storage facilities when such growers shall apply to the Corporation for financing the construction or purchase of suitable storage, and these loans shall be deducted from the proceeds of price support loans or purchase agreements made between the Corporation and the growers. Notwithstanding any other provision of law, the Commodity Credit Corporation is authorized, upon terms and conditions prescribed or approved by the Secretary of Agriculture, to accept strategic and critical materials produced abroad in exchange for agricultural commodities acquired by the Corporation. Insofar as practicable, in effecting such exchange of goods, normal commercial trade channels shall be utilized and priority shall be given to commodities easily storable and those which serve as prime incentive goods to stimulate production of critical and strategic materials. The determination of the quantities and qualities of such materials which are desirable for stock piling and the determination of which materials are strategic and critical shall be made in the manner prescribed by section 2 of the Strategic and Critical Materials Stock Piling Act (60 Stat. 596). Strategic and critical materials acquired by Commodity Credit Corporation in exchange for agricultural commodities shall, to the extent approved by the Munitions Board of the National Military Establishment, be transferred to the stock pile provided for by the Strategic and Critical Materials Stock Piling Act; and when transferred to the stock pile the Commodity Credit Corporation shall be reimbursed for the strategic and critical materials so transferred to the stock pile from the funds made available for the purpose of the Strategic and Critical Materials Stock Piling Act, in an amount equal to the fair market value, as determined by the Secretary of the Treasury, of the material transferred to the stock pile. Nothing contained herein shall limit the authority of the Commodity Credit Corporation to acquire, hold, or dispose of such quantity of strategic and critical materials as it deems advisable in carrying out its functions and protecting its assets."

SEC. 3. Section 9 of the said Commodity Credit Corporation Charter Act is amended to read as follows:

"SEC. 9. DIRECTORS, ADVISORY BOARD: (a) The management of the Corporation shall be vested in a board of directors (hereinafter referred

Acquisition of property.

Storage facilities.

Storage of grain.

Strategic and critical materials produced abroad.

50 U. S. C. § 98a.

62 Stat. 1072,
15 U. S. C., Supp.
II, § 714g.
Board of Directors.

Compensation.

42 Stat. 1488.
5 U. S. C. §§ 661-
674; Supp. II, § 662 *et*
seq.
Post, p. 972.

to as the 'Board'), subject to the general supervision and direction of the Secretary. The Secretary shall be an ex officio director and shall serve as Chairman of the Board. The Board shall consist of six members (in addition to the Secretary), who shall be appointed by the President by and with the advice and consent of the Senate. In addition to their duties as members of the Board, such appointed members shall perform such other duties as may be prescribed by the Secretary. Each appointed member of the Board shall receive compensation at such rate not in excess of the maximum then payable under the Classification Act of 1923, as amended, as may be fixed by the Secretary, except that any such member who holds another office or position under the Federal Government the compensation for which exceeds such rate may elect to receive compensation at the rate provided for such other office or position in lieu of the compensation provided by this section. A majority of the directors shall constitute a quorum of the Board and action shall be taken only by a majority vote of those present.

Advisory board.

"(b) In addition to the Board of Directors there shall be an advisory board reflecting broad agricultural and business experience in its membership and consisting of five members who shall be appointed by the President, and who shall serve at the pleasure of the President. Not more than three of such members shall belong to the same political party. The advisory board shall meet at the call of the Secretary, who shall require it to meet not less often than once each ninety days; shall survey the general policies of the Corporation, including its policies in connection with the purchase, storage, and sale of commodities, and the operation of lending and price-support programs; and shall advise the Secretary with respect thereto. Members of the advisory board shall receive for their services as members compensation of not to exceed \$50 per diem when actually engaged in the performance of their duties as such, together with their necessary traveling expenses while going to and coming from meetings."

Compensation.

62 Stat. 1073.
15 U. S. C., Supp.
II, § 714h.
Personnel.

SEC. 4. Section 10 of the said Commodity Credit Corporation Charter Act is amended to read as follows:

"SEC. 10. Personnel of Corporation: The Secretary shall appoint such officers and employees as may be necessary for the conduct of the business of the Corporation, define their authority and duties, delegate to them such of the powers vested in the Corporation as he may determine, require that such of them as he may designate be bonded and fix the penalties therefor. The Corporation may pay the premium of any bond or bonds. With the exception of experts, appointments shall be made pursuant to the civil service laws and the Classification Act of 1923, as amended (5 U. S. C., 1946 edition, 661)."

42 Stat. 1488.
5 U. S. C., Supp. II,
§ 662 *et seq.*
Post, p. 972.
62 Stat. 1070.
15 U. S. C., Supp.
II, § 714b (c).

SEC. 5. Section 4 (c) of the Commodity Credit Corporation Charter Act is amended—

(a) by inserting in the second sentence thereof after the word "jurisdiction" a comma and the following: "without regard to the amount in controversy,";

(b) by striking out the fourth sentence thereof and inserting in lieu thereof the following: "No suit by or against the Corporation shall be allowed unless (1) it shall have been brought within six years after the right accrued on which suit is brought, or (2) in the event that the person bringing such suit shall have been under legal disability or beyond the seas at the time the right accrued, the suit shall have been brought within three years after the disability shall have ceased or within six years after the right accrued on which suit is brought, whichever period is longer. The defendant in any suit by or against the Corporation may plead, by way

Time limitation for
filing suits.

of set-off or counterclaim, any cause of action, whether arising out of the same transaction or not, which would otherwise be barred by such limitation if the claim upon which the defendant's cause of action is based had not been barred prior to the date that the plaintiff's cause of action arose: *Provided*, That the defendant shall not be awarded a judgment on any such set-off or counterclaim for any amount in excess of the amount of the plaintiff's claim established in the suit."; and

(c) by inserting before the period at the end thereof a comma and the following: "except that (1) any such suit against the United States based upon any claim of the type enumerated in title 28, section 1491, of the United States Code, may be brought in the United States Court of Claims, and (2) no such suit against the United States may be brought in a district court unless such suit might, without regard to the provisions of this Act, be brought in such court".

62 Stat. 940.
28 U. S. C., Supp.
II, § 1491.

SEC. 6. Section 15 of the Commodity Credit Corporation Charter Act is amended by adding at the end thereof a new subsection as follows:

62 Stat. 1074.
15 U. S. C., Supp.
II, § 714m.

"USE OF WORDS 'COMMODITY CREDIT CORPORATION'

"(f) No individual, association, partnership, or corporation shall use the words 'Commodity Credit Corporation' or any combination of the same, as the name or a part thereof under which he or it shall do or purport to do business. Every individual, partnership, association, or corporation violating this prohibition shall be guilty of a misdemeanor and shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than one year, or both."

Approved June 7, 1949.

[CHAPTER 176]

AN ACT

For the relief of the city of El Paso, Texas.

June 7, 1949
[H. R. 967]
[Public Law 86]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the city of El Paso, Texas, the sum of \$3,293.95. Such sum represents the amount of a judgment (plus interest and costs) rendered against the city of El Paso, in the case of Francisco Mendoza et al. against City of El Paso, Forty-first District Court, El Paso County, Numbered 53430, for damages on account of the death on June 9, 1943, of Lionides Rodolfo Mendoza, as a result of falling from a temporary walk on the Park Street Bridge over the Franklin Canal. Such canal and the bridges thereover are owned by the United States, and such temporary walk was constructed and was being maintained by the Bureau of Reclamation in connection with repair work which the United States was performing on such bridge, and not by the city of El Paso: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

El Paso, Tex.

Approved June 7, 1949.

[CHAPTER 180]

AN ACT

June 8, 1949
[H. R. 1357]
[Public Law 87]

To authorize the establishment of the Saint Croix Island National Monument, in the State of Maine.

St. Croix Island National Monument, Maine.
Acquisition of lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of establishing a Federal area of national historical importance for the benefit of the people of the United States, the Secretary of the Interior is hereby authorized to accept, for national monument purposes, on behalf of the United States, the donation of all non-Federal lands and interests in land situated on Saint Croix (Dochet) Island, located in the Saint Croix River, in the State of Maine. The Secretary is authorized to acquire, in such manner as he may consider to be in the public interest, not to exceed fifty acres of land or interests therein situated on the mainland, such property to be used for general administrative purposes and for a landing dock in order to provide a suitable approach and ready access to the island.

Publication of notice.
Acquisition of additional property.

SEC. 2. Upon a determination by the Secretary of the Interior that sufficient land and interests in land situated on the island have been acquired by the United States for the establishment of a suitable national monument, such acquired property, and any Federal properties on the island that are not required for other public purposes, shall be established as the "Saint Croix Island National Monument". An order of the Secretary of the Interior, constituting notice of such determination, shall be published in the Federal Register. Following establishment of the national monument, other properties situated upon the island may become a part of the monument upon acquisition of title to such properties by the United States, and Federal properties situated upon the island, upon a determination by the agency administering such Federal properties that they are no longer required by that agency, may be transferred to the Secretary of the Interior by such agency to become a part of the national monument. Notice of the addition of any such properties to the monument shall be published in the Federal Register by the Secretary of the Interior. There shall be excluded from the national monument, for such time as the United States Coast Guard shall consider it to be necessary, any portion of the island which is being used and which is required for the purposes of a Coast Guard light station.

Appropriation authorized.

SEC. 3. The national monument shall be administered by the Secretary of the Interior, through the National Park Service, subject to the provisions of the Act of August 25, 1916 (39 Stat. 535; 16 U. S. C. 1-4), as amended and supplemented, and the Act of August 21, 1935 (49 Stat. 666; 16 U. S. C. 461-467).

SEC. 4. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved June 8, 1949.

[CHAPTER 181]

AN ACT

June 8, 1949
[H. R. 3341]
[Public Law 88]

To authorize the attendance of the United States Marine Band at the Fifty-ninth Annual Reunion of Confederate Veterans to be held in Little Rock, Arkansas, September 27 through September 29, 1949.

U. S. Marine Band.
Attendance at annual reunion of Confederate Veterans.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to permit the band of the United States Marine Corps to attend and give concerts at the Fifty-ninth reunion of the Confed-

erate Veterans to be held in Little Rock, Arkansas, September 27 through September 29, 1949.

SEC. 2. For the purposes of defraying expenses of such band in attending and giving concerts at such reunion there is hereby authorized to be appropriated a sufficient sum to cover the cost of transportation and pullman accommodations for the leader and members of the Marine Band, and allowance not to exceed \$8 per day each for additional traveling and living expenses while on duty, such allowance to be in addition to pay and allowance to which they would be entitled while serving their permanent station.

Approved June 8, 1949.

Appropriation authorized.

[CHAPTER 182]

AN ACT

To authorize the exchange of certain fishery facilities within the State of Washington.

June 8, 1949
[H. R. 1222]

[Public Law 89]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized, in his discretion, to accept from the State of Washington on behalf of the United States title to the land and facilities located in Clallam County, Washington, known as the Lake Crescent Hatchery, and in exchange therefor to convey by deed on behalf of the United States to the State of Washington the fish hatchery facilities in Skagit County, Washington, designated as the Birdsvew Fish Cultural Station.

Washington.
Exchange of certain
fishery facilities.

SEC. 2. The lands and facilities acquired by the Secretary of the Interior under the terms of this Act shall become a part of the Olympic National Park and shall be administered under the laws and regulations applicable thereto.

Olympic National
Park.

Approved June 8, 1949.

[CHAPTER 183]

JOINT RESOLUTION

Authorizing the President to proclaim the week in which June 6, 1949, occurs as Patrick Henry Week in commemoration of the sesquicentennial anniversary of the death of Patrick Henry.

June 8, 1949
[S. J. Res. 12]

[Public Law 90]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized and requested to issue a proclamation designating the week in which June 6, 1949, occurs as Patrick Henry Week, inviting the people of the United States to observe such week, and particularly the day June 6, 1949, as the one hundred fiftieth anniversary of the death of Patrick Henry, in accordance with their religious faith, with appropriate ceremonies which will serve to recall his great contribution to the cause of our national independence and to the establishment of the liberties of the people of the United States.

Patrick Henry
Week.
Issuance of procla-
mation authorized.

Approved June 8, 1949.

[CHAPTER 184]

AN ACT

To grant the consent of Congress to the Pecos River compact.

June 9, 1949
[H. R. 3334]

[Public Law 91]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the compact, signed (after negotiations in which a representative of the United States, duly appointed

Pecos River Com-
pact.
Consent of Con-
gress.

by the President, participated and upon which he has reported to Congress) by the Commissioners for the States of New Mexico and Texas, on December 3, 1948, at Santa Fe, New Mexico, and thereafter ratified by the legislatures of each of the States aforesaid, which compact reads as follows:

PECOS RIVER COMPACT

The State of New Mexico and the State of Texas, acting through their Commissioners, John H. Bliss for the State of New Mexico and Charles H. Miller for the State of Texas, after negotiations participated in by Berkeley Johnson, appointed by the President as the representative of the United States of America, have agreed respecting the uses, apportionment and deliveries of the water of the Pecos River as follows:

ARTICLE I

The major purposes of this Compact are to provide for the equitable division and apportionment of the use of the waters of the Pecos River; to promote interstate comity; to remove causes of present and future controversies; to make secure and protect present development within the states; to facilitate the construction of works for, (a) the salvage of water, (b) the more efficient use of water, and (c) the protection of life and property from floods.

ARTICLE II

As used in this Compact:

(a) The term "Pecos River" means the tributary of the Rio Grande which rises in north-central New Mexico and flows in a southerly direction through New Mexico and Texas and joins the Rio Grande near the town of Langtry, Texas, and includes all tributaries of said Pecos River.

(b) The term "Pecos River Basin" means all of the contributing drainage area of the Pecos River and its tributaries above its mouth near Langtry, Texas.

(c) "New Mexico" and "Texas" mean the State of New Mexico and the State of Texas, respectively; "United States" means the United States of America.

(d) The term "Commission" means the agency created by this Compact for the Administration thereof.

(e) The term "deplete by man's activities" means to diminish the stream flow of the Pecos River at any given point as the result of beneficial consumptive uses of water within the Pecos River Basin above such point. For the purposes of this Compact it does not include the diminution of such flow by encroachment of salt cedars or other like growth, or by deterioration of the channel of the stream.

(f) The term "Report of the Engineering Advisory Committee" means that certain report of the Engineering Advisory Committee dated January, 1948, and all appendices thereto; including, basic data, processes, and analyses utilized in preparing that report, all of which were reviewed, approved, and adopted by the Commissioners signing this Compact at a meeting held in Santa Fe, New Mexico, on December 3, 1948, and which are included in the Minutes of that meeting.

(g) The term "1947 condition" means that situation in the Pecos River Basin as described and defined in the Report of the Engineering Advisory Committee. In determining any question of fact hereafter arising as to such situation, reference shall be made to, and decisions shall be based on, such report.

(h) The term "water salvaged" means that quantity of water which may be recovered and made available for beneficial use and which

quantity of water under the 1947 condition was non-beneficially consumed by natural processes.

(i) The term "unappropriated flood waters" means water originating in the Pecos River Basin above Red Bluff Dam in Texas, the impoundment of which will not deplete the water usable by the storage and diversion facilities existing in either state under the 1947 condition and which if not impounded will flow past Girvin, Texas.

ARTICLE III

(a) Except as stated in paragraph (f) of this Article, New Mexico shall not deplete by man's activities the flow of the Pecos River at the New Mexico-Texas state line below an amount which will give to Texas a quantity of water equivalent to that available to Texas under the 1947 condition.

(b) Except as to the unappropriated flood waters thereof, the apportionment of which is included in and provided for by paragraph (f) of this Article, the beneficial consumptive use of the waters of the Delaware River is hereby apportioned to Texas, and the quantity of such beneficial consumptive use shall be included in determining waters received under the provisions of paragraph (a) of this Article.

(c) The beneficial consumptive use of water salvaged in New Mexico through the construction and operation of a project or projects by the United States or by joint undertakings of Texas and New Mexico, is hereby apportioned forty-three per cent (43%) to Texas and fifty-seven per cent (57%) to New Mexico.

(d) Except as to water salvaged, apportioned in paragraph (c) of this Article, the beneficial consumptive use of water which shall be non-beneficially consumed, and which is recovered, is hereby apportioned to New Mexico but not to have the effect of diminishing the quantity of water available to Texas under the 1947 condition.

(e) Any water salvaged in Texas is hereby apportioned to Texas.

(f) Beneficial consumptive use of unappropriated flood waters is hereby apportioned fifty per cent (50%) to Texas and fifty per cent (50%) to New Mexico.

ARTICLE IV

(a) New Mexico and Texas shall cooperate to support legislation for the authorization and construction of projects to eliminate non-beneficial consumption of water.

(b) New Mexico and Texas shall cooperate with agencies of the United States to devise and effectuate means of alleviating the salinity conditions of the Pecos River.

(c) New Mexico and Texas each may:

(i) Construct additional reservoir capacity to replace reservoir capacity made unusable by any cause.

(ii) Construct additional reservoir capacity for the utilization of water salvaged and unappropriated flood waters apportioned by this Compact to such state.

(iii) Construct additional reservoir capacity for the purpose of making more efficient use of water apportioned by this Compact to such state.

(d) Neither New Mexico nor Texas will oppose the construction of any facilities permitted by this Compact, and New Mexico and Texas will cooperate to obtain the construction of facilities that will be of joint benefit to the two states.

(e) The Commission may determine the conditions under which Texas may store water in works constructed in and operated by New Mexico.

(f) No reservoir shall be constructed and operated in New Mexico above Avalon Dam for the sole benefit of Texas unless the Commission shall so determine.

(g) New Mexico and Texas each has the right to construct and operate works for the purpose of preventing flood damage.

(h) All facilities shall be operated in such manner as to carry out the terms of this Compact.

ARTICLE V

Pecos River Commission.

U.S. Commissioner.

Transmittal of budget.

(a) There is hereby created an interstate administrative agency to be known as the "Pecos River Commission." The Commission shall be composed of one Commissioner representing each of the states of New Mexico and Texas, designated or appointed in accordance with the laws of each such state, and, if designated by the President, one Commissioner representing the United States. The President is hereby requested to designate such a Commissioner. If so designated, the Commissioner representing the United States shall be the presiding officer of the Commission, but shall not have the right to vote in any of the deliberations of the Commission. All members of the Commission must be present to constitute a quorum.

(b) The salaries and personal expenses of each Commissioner shall be paid by the government which he represents. All other expenses which are incurred by the Commission incident to the administration of this Compact and which are not paid by the United States shall be borne equally by the two states. On or before November 1 of each even numbered year the Commission shall adopt and transmit to the Governors of the two states and to the President a budget covering an estimate of its expenses for the following two years. The payment of the expenses of the Commission and of its employees shall not be subject to the audit and accounting procedures of either of the two states. However, all receipts and disbursements of funds handled by the Commission shall be audited yearly by a qualified independent public accountant and the report of the audit shall be included in, and become a part of, the annual report of the Commission.

(c) The Commission may appoint a secretary who, while so acting, shall not be an employee of either state. He shall serve for such term, receive such salary, and perform such duties as the Commission may direct. The Commission may employ such engineering, legal, clerical, and other personnel as in its judgment may be necessary for the performance of its functions under this Compact. In the hiring of employees the Commission shall not be bound by the civil service laws of either state.

(d) The Commission, so far as consistent with this Compact, shall have power to:

1. Adopt rules and regulations;
2. Locate, establish, construct, operate, maintain, and abandon watergaging stations, independently or in cooperation with appropriate governmental agencies;
3. Engage in studies of water supplies of the Pecos River and its tributaries, independently or in cooperation with appropriate governmental agencies;
4. Collect, analyze, correlate, preserve and report on data as to the stream flows, storage, diversions, salvage, and use of the waters of the Pecos River and its tributaries, independently or in cooperation with appropriate governmental agencies;
5. Make findings as to any change in depletion by man's activities in New Mexico, and on the Delaware River in Texas;
6. Make findings as to the deliveries of water at the New Mexico-Texas state line;

7. Make findings as to the quantities of water salvaged and the amount thereof delivered at the New Mexico-Texas state line;

8. Make findings as to quantities of water nonbeneficially consumed in New Mexico;

9. Make findings as to quantities of unappropriated flood waters;

10. Make findings as to the quantities of reservoir losses from reservoirs constructed in New Mexico which may be used for the benefit of both states, and as to the share thereof charged under Article VI hereof to each of the states;

11. Acquire and hold such personal and real property as may be necessary for the performance of its duties hereunder and to dispose of the same when no longer required;

12. Perform all functions required of it by this Compact and do all things necessary, proper or convenient in the performance of its duties hereunder, independently or in cooperation with appropriate governmental agencies;

13. Make and transmit annually to the Governors of the signatory states and to the President of the United States on or before the last day of February of each year, a report covering the activities of the Commission for the preceding year.

(e) The Commission shall make available to the Governor of each of the signatory states any information within its possession at any time, and shall always provide free access to its records by the Governors of each of the states, or their representatives, or authorized representatives of the United States.

Availability of information.

(f) Findings of fact made by the Commission shall not be conclusive in any court, or before any agency or tribunal, but shall constitute prima facie evidence of the facts found.

(g) The organization meeting of the Commission shall be held within four months from the effective date of this Compact.

ARTICLE VI

The following principles shall govern in regard to the apportionment made by Article III of this Compact:

(a) The Report of the Engineering Advisory Committee, supplemented by additional data hereafter accumulated, shall be used by the Commission in making administrative determinations.

(b) Unless otherwise determined by the Commission, depletions by man's activities, state-line flows, quantities of water salvaged, and quantities of unappropriated flood waters shall be determined on the basis of three-year periods reckoned in continuing progressive series beginning with the first day of January next succeeding the ratification of this Compact.

(c) Unless and until a more feasible method is devised and adopted by the Commission the inflow-outflow method, as described in the Report of the Engineering Advisory Committee, shall be used to:

(i) Determine the effect on the state-line flow of any change in depletions by man's activities or otherwise, of the waters of the Pecos River in New Mexico.

(ii) Measure at or near the Avalon Dam in New Mexico the quantities of water salvaged.

(iii) Measure at or near the state line any water released from storage for the benefit of Texas as provided for in subparagraph (d) of this Article.

(iv) Measure the quantities of unappropriated flood waters apportioned to Texas which have not been stored and regulated by reservoirs in New Mexico.

- (v) Measure any other quantities of water required to be measured under the terms of this Compact which are susceptible of being measured by the inflow-outflow method.
- (d) If unappropriated flood waters apportioned to Texas are stored in facilities constructed in New Mexico, the following principles shall apply:
- (i) In case of spill from a reservoir constructed in and operated by New Mexico, the water stored to the credit of Texas will be considered as the first water to spill.
 - (ii) In case of spill from a reservoir jointly constructed and operated, the water stored to the credit of either state shall not be affected.
 - (iii) Reservoir losses shall be charged to each state in proportion to the quantity of water belonging to that state in storage at the time the losses occur.
 - (iv) The water impounded to the credit of Texas shall be released by New Mexico on the demand of Texas.
 - (e) Water salvaged shall be measured at or near the Avalon Dam in New Mexico and to the quantity thereof shall be added a quantity equal to the quantity of salvaged water depleted by man's activities above Avalon Dam. The quantity of water salvaged that is apportioned to Texas shall be delivered by New Mexico at the New Mexico-Texas state line. The quantity of unappropriated flood waters impounded under paragraph (d) of this Article, when released shall be delivered by New Mexico at the New Mexico-Texas state line in the quantity released less channel losses. The unappropriated flood waters apportioned to Texas by this Compact that are not impounded in reservoirs in New Mexico shall be measured and delivered at the New Mexico-Texas state line.
 - (f) Beneficial use shall be the basis, the measure, and the limit of the right to use water.

ARTICLE VII

In the event of importation of water by man's activities to the Pecos River Basin from any other river basin the state making the importation shall have the exclusive use of such imported water.

ARTICLE VIII

The provisions of this Compact shall not apply to, or interfere with, the right or power of either signatory state to regulate within its boundaries the appropriation, use and control of water, not inconsistent with its obligations under this Compact.

ARTICLE IX

In maintaining the flows at the New Mexico-Texas state line required by this Compact, New Mexico shall in all instances apply the principle of prior appropriation within New Mexico.

ARTICLE X

The failure of either state to use the water, or any part thereof, the use of which is apportioned to it under the terms of this Compact, shall not constitute a relinquishment of the right to such use, nor shall it constitute a forfeiture or abandonment of the right to such use.

ARTICLE XI

Nothing in this Compact shall be construed as;

- (a) Affecting the obligations of the United States under the Treaty with the United Mexican States (Treaty Series 994);

(b) Affecting any rights or powers of the United States, its agencies or instrumentalities, in or to the waters of the Pecos River, or its capacity to acquire rights in and to the use of said waters;

(c) Subjecting any property of the United States, its agencies or instrumentalities, to taxation by any state or subdivision thereof, or creating any obligation on the part of the United States, its agencies or instrumentalities, by reason of the acquisition, construction or operation of any property or works of whatever kind, to make any payment to any state or political subdivision thereof, state agency, municipality or entity whatsoever, in reimbursement for the loss of taxes;

(d) Subjecting any property of the United States, its agencies or instrumentalities, to the laws of any state to an extent other than the extent to which such laws would apply without regard to this Compact.

ARTICLE XII

The consumptive use of water by the United States or any of its agencies, instrumentalities or wards, shall be charged as a use by the state in which the use is made; provided, that such consumptive use incident to the diversion, impounding, or conveyance of water in one state for use in the other state shall be charged to such latter state.

ARTICLE XIII

This Compact shall not be construed as establishing any general principle or precedent applicable to other interstate streams.

ARTICLE XIV

This Compact may be terminated at any time by appropriate action of the legislatures of both of the signatory states. In the event of such termination, all rights established under it shall continue unimpaired.

Termination.

ARTICLE XV

This Compact shall become binding and obligatory when it shall have been ratified by the legislature of each State and approved by the Congress of the United States. Notice of ratification by the legislature of each State shall be given by the Governor of that State to the Governor of the other State and to the President of the United States, and the President is hereby requested to give notice to the Governor of each State of approval by the Congress of the United States.

Ratification and approval.

IN WITNESS WHEREOF, the Commissioners have executed three counterparts hereof each of which shall be and constitute an original, one of which shall be deposited in the archives of the Department of State of the United States, and one of which shall be forwarded to the Governor of each State.

Deposit of original.

Done at the City of Santa Fe, State of New Mexico, this 3rd day of December, 1948.

John H. Bliss
Commissioner for the State of New Mexico

Charles H. Miller
Commissioner for the State of Texas

APPROVED

Berkeley Johnson
Representative of the United States of America
Approved June 9, 1949.

[CHAPTER 185]

AN ACT

June 9, 1949
[H. R. 3005]
[Public Law 92]

To regulate subsistence expenses and mileage allowances of civilian officers and employees of the Government.

Travel Expense Act
of 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Travel Expense Act of 1949".

SEC. 2. When used in this Act—

"Departments and
establishments."

(1) The term "departments and establishments" means (A) any executive department, independent commission, board, bureau, office, agency, or other establishment in the executive branch of the Government, including wholly owned Government corporations and the municipal government of the District of Columbia, and (B) any office, agency, or other establishment in the legislative branch of the Government (except Members of Congress and offices and committees of the Senate and the House of Representatives), and (C) any office, agency, or other establishment in the judicial branch of the Government.

"Subsistence."

(2) The term "subsistence" means lodging, meals, and other necessary expenses incidental to the personal sustenance or comfort of the traveler.

"Per diem allow-
ance."

(3) The term "per diem allowance" means a daily flat rate of payment in lieu of actual expenses.

"Members of Con-
gress."

(4) The term "Members of Congress" means Senators, Representatives, Delegates, and Resident Commissioners.

Per diem allowance.

62 Stat. 908,
28 U. S. C., Supp.
II, § 456.

SEC. 3. Civilian officers and employees of the departments and establishments (except justices and judges covered by section 456 of title 28 of the United States Code), while traveling on official business and away from their designated posts of duty, shall be allowed, in lieu of their actual expenses for subsistence and all fees or tips to porters and stewards, a per diem allowance to be prescribed by the department or establishment concerned, not to exceed the rate of \$9 within the limits of the continental United States and in case of travel beyond the limits of the continental United States not to exceed rates established by the Director of the Bureau of the Budget for the locality in which the travel is performed.

Mileage allowance.

SEC. 4. Civilian officers or employees of departments and establishments or others rendering service to the Government shall, under regulations prescribed by the Director of the Bureau of the Budget, and whenever such mode of transportation is authorized or approved as more advantageous to the Government (except that no determination of advantage is required where payment on a mileage basis is limited to the cost of travel by common carrier, including per diem), be paid in lieu of actual expenses of transportation not to exceed 4 cents per mile for the use of privately owned motorcycles, or 7 cents per mile for the use of privately owned automobiles or airplanes, when engaged on official business within or outside their designated posts of duty or places of service. In addition to the mileage allowances provided for in this section, there may be allowed reimbursement for the actual cost of ferry fares, and bridge, road, and tunnel tolls.

Tolls.

Advanced allow-
ance.

SEC. 5. The departments and establishments may advance, through the proper disbursing officers, to any person entitled to per diem or mileage allowances under this Act, such sums as may be deemed advisable considering the character and probable duration of the travel to be performed. Any sums so advanced and not used for allowable travel expense shall be recoverable by set-off of salary due, retirement credit, or otherwise, from the person to whom advanced, or his estate,

by deduction from any amount due from the United States, or by such other legal method of recovery as may be necessary.

SEC. 6. Except as otherwise permitted by this Act or by the laws relating to military personnel, only actual and necessary traveling expenses shall be allowed to any person holding employment or appointment under the United States.

SEC. 7. The fixing and payment under this Act of travel allowances and of advances and recovery thereof, and reimbursement of travel expenses under this Act, shall be in accordance with regulations which shall be promulgated by the Director of the Bureau of the Budget.

SEC. 8. This Act shall not be construed to modify or repeal any Act providing for the traveling expenses of the President of the United States or any Act providing for mileage allowances for the President of the Senate or Members of Congress.

SEC. 9. (a) The Subsistence Expense Act of 1926 and the Auto Mileage Act of February 14, 1931, are repealed. All Acts (other than appropriation items for examination of estimates in the field), applicable to civilian officers or employees of the departments and establishments, providing for reimbursement of actual travel or transportation expense, and all other Acts, general or special, which are inconsistent with or in conflict with the provisions of this Act (except such Acts or parts of Acts as fix or permit rates higher than the maximum rates established under this Act) are hereby modified, but only to the extent of inconsistency or conflict with the provisions of this Act: *Provided, however*, That Acts making appropriations for the fiscal years 1949 and 1950 (whether approved before or after the approval of this Act) which authorize or permit, in either general or specific terms, the payment of travel or transportation expenses without regard to the Subsistence Expense Act of 1926, as amended, or the Standardized Government Travel Regulations, shall be construed to authorize payment of such expenses from the appropriation concerned without regard to this Act.

(b) Wherever provision is made in any law for the payment of per diem allowances to officers and employees in any branch or establishment of the Government not covered by this Act, in accordance with the rates provided in the Subsistence Expense Act of 1926, such law is hereby amended to provide for payment at the rates prescribed in or under this Act.

SEC. 10. This Act shall take effect on July 1, 1949.

Approved June 9, 1949.

Expenses allowable.

President or Members of Congress.

Repeals.

44 Stat. 688; 46 Stat. 1103.
5 U. S. C. §§ 821, 73a.

Acts authorizing payment of expenses.

44 Stat. 688.
5 U. S. C. § 821.

Effective date.

[CHAPTER 187]

AN ACT

To provide for the settlement of claims of persons employed in Federal penal and correctional institutions for damage to or loss or destruction of personal property occurring incident to their service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General, and such other officer or officers as he may designate for such purpose, are hereby authorized to consider, determine, adjust, and pay claims, not exceeding in any case the sum of \$1,000, of persons employed in Federal penal and correctional institutions for damage to or loss or destruction of personal property occurring incident to such employment. No claim shall be allowed under this Act unless (a) the property claimed to be damaged, lost, or destroyed is determined to be reasonable, useful, necessary, or proper under the attendant circumstances; (b) such damage, loss, or destruction shall

June 10, 1949

[S. 30]

[Public Law 93]

Federal penal and correctional institutions.
Settlement of certain claims of employees.

not have been caused in whole or in part by any negligence or wrongful act on the part of the claimant, his agent, or employee, and shall not have occurred at quarters occupied by the claimant which are not assigned to him or otherwise provided in kind by the Government; and (c) such claim shall have been presented in writing within one year after the occurrence of the accident or incident out of which such claim arises. Acceptance by any claimant of an award hereunder shall release the United States, its agents or employees, from any further claim by such claimant arising out of the same incident.

Appropriation au-
thorized.
Post, p. 876.

SEC. 2. There are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this Act.

Approved June 10, 1949.

[CHAPTER 190]

AN ACT

June 10, 1949

[S. 353]

[Public Law 94]

To protect scenic values along and tributary to Aspen Basin Road, and contiguous scenic area, within the Santa Fe National Forest, New Mexico.

Santa Fe National
Forest, N. Mex.
Mining locations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter mining locations made under mining laws of the United States within the following-described lands within the Santa Fe National Forest, Santa Fe, New Mexico: Sections 1, 2, 3, the northeast quarter of section 11 and the north half of section 12, in surveyed township 17 north, range 10 east; sections 12, 13, 14, 15, 16, 36, and that portion of section 25, outside the boundaries of the Gabaldon Grant in surveyed township 18 north, range 10 east; three thousand eight hundred and forty acres, more or less, in unsurveyed township 18 north, range 11 east, expected to be legally described, when surveyed, as sections 7, 8, 18, 19, and 30, the northeast quarter of section 17, the west half of section 17 and the west half of section 20, township 18 north, range 11 east, New Mexico principal meridian, shall confer on the locator the right to occupy and use so much of the surface of the land covered by the location as may be reasonably necessary to carry on prospecting, mining, and beneficiation of ores including the taking of mineral deposits and timber required by or in the mining and ore reducing operations, and no permit shall be required or charge made for such use or occupancy: *Provided, however,* That the cutting and removal of timber, except where clearing is necessary in connection with mining operations or to provide space for buildings or structures used in connection with mining operations, shall be conducted in accordance with the rules for timber cutting on adjoining national-forest land, and no use of the surface of the claim or the resources therefrom not reasonably required for carrying on mining and prospecting shall be allowed except under the national-forest rules and regulations, nor shall the locator prevent or obstruct other occupancy of the surface or use of surface resources under authority of national-forest regulations, or permits issued thereunder, if such occupancy or use is not in conflict with mineral development.

Removal of timber.

Mineral deposits.

SEC. 2. That hereafter all patents issued under the United States mining laws affecting lands within the above-described area shall convey title to the mineral deposits within the claim, together with the right to cut and remove so much of the mature timber therefrom as may be needed in extracting and removing and beneficiation of the mineral deposits, if the timber is cut under sound principles of forest management as defined by the national-forest rules and regulations, but each patent shall reserve to the United States all title in or to the surface of the lands and products thereof, and no use of the surface of the claim or the resources therefrom not reasonably required for carrying on mining or prospecting shall be allowed except under the rules and regulations of the Department of Agriculture.

SEC. 3. That valid mining claims within the said lands, existing on the date of the enactment of this Act, and thereafter maintained in compliance with the law under which they were initiated and the laws of the State of New Mexico, may be perfected under this Act, or under the laws under which they were initiated, as the claimant may desire.

Valid mining claims.

Approved June 10, 1949.

[CHAPTER 191]

AN ACT

To amend the Agricultural Act of 1948.

June 10, 1949
[S. 715]
[Public Law 95]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (a) of title I of the Agricultural Act of 1948 (Public Law 897, Eightieth Congress) is amended by inserting, following the date "June 30, 1950," a parenthetical clause reading as follows: "(September 30, 1950, in the case of Maryland and the cigar-leaf types of tobacco)".

62 Stat. 1247.
7 U. S. C., Supp. II,
§ 1282 note.

Approved June 10, 1949.

[CHAPTER 192]

AN ACT

To authorize the appointment of officers on the active list of the Philippine Scouts in the Regular Army, and for other purposes.

June 10, 1949
[S. 1181]
[Public Law 96]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That until a date one year following the date of enactment of this Act, and within the authorized active list commissioned officer strength of the Regular Army, the President, by and with the advice and consent of the Senate, is authorized to appoint officers on the active list of the Philippine Scouts, who were appointed therein prior to June 30, 1933, and who are or become citizens of the United States prior to appointment hereunder, in the Regular Army in the same commissioned officer grades are held by such officers in the Philippine Scouts at the time of appointment.

Philippine Scouts.
Appointment of officers in Regular Army.

SEC. 2. The names of officers so appointed shall be entered on the Army promotion list in their permanent grades, precedence within grades being fixed in accordance with their relative permanent grade seniority among themselves and among Army promotion-list officers at the time of appointment.

SEC. 3. All active Federal service performed as commissioned officers of the Philippine Scouts by officers appointed under this Act shall be creditable as active commissioned service as officers of the Regular Army for all purposes: *Provided,* That their positions on the promotion list shall be determined as provided in section 2 hereof.

Service credit.

SEC. 4. The acceptance of appointments in the Regular Army under this Act shall operate to vacate the military status in the Philippine Scouts theretofore occupied by each of the appointees.

Acceptance of appointments.

Approved June 10, 1949.

[CHAPTER 193]

AN ACT

Removing certain restrictions and conditions imposed by section 2 of the Act of May 27, 1936, on certain of the lands conveyed by such Act to the city of Charleston, South Carolina; and for other purposes.

June 10, 1949
[S. 1219]
[Public Law 97]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) with respect to the restrictions and conditions required by section 2 of the

Charleston, S. C.
Removal of restrictions on certain lands.

49 Stat. 1387.

Act entitled "An Act authorizing the Secretary of Commerce to convey the Charleston Army Base Terminal to the city of Charleston, South Carolina", approved May 27, 1936 (prohibiting the city of Charleston from transferring title to the property conveyed under such Act and reserving a right to the United States to retake such property in the event of a national emergency), to be included in the deed executed pursuant to the provisions of such Act the Secretary of the Army is hereby authorized and directed to release to the city of Charleston, South Carolina, by an appropriate written instrument, such restrictions and conditions so far as they pertain to the area designated as "tract numbered 2—part 1", comprising approximately two hundred seventy-eight and ninety-two one-hundredths acres, on the map on file in the Office, Chief of Engineers, Department of the Army, entitled "Tract No. 2, Portion of Charleston Ordnance Depot, North Charleston, S. C., Date: 2 Feb. 1949, Drawing Number RE-1/372 (Rev.), as further revised 9 Feb. 1949."

U. S. easements and rights-of-way.

(b) In executing the written instrument referred to in subsection (a) the Secretary of the Army is authorized and directed to make provision for reservation and/or conveyance to the United States of all easements and rights-of-way (including use of water and sewer mains) that are now enjoyed by the United States with respect to such tract and are deemed necessary for retention by the Secretary of the Army, subject to the provision that any such easements and rights-of-way (including use of water and sewer mains) as may at any time, in the opinion of the Secretary of the Army, be no longer required for governmental use may be abandoned, and upon such abandonment will automatically terminate. Such instrument shall recite that with respect to that certain water main which intersects the northwesterly corner of the above-described premises, the City Council of Charleston, South Carolina, its successors, or assigns, may with the written consent of the Secretary of the Army, relocate at its sole cost and expense such water main on other lands and that in such event all rights and privileges now enjoyed by the United States with respect to such water main shall cease and terminate.

Conveyance.

SEC. 2. The Secretary of the Army is authorized to convey by quitclaim deed to the City Council of Charleston, South Carolina, all or any part of the right, title, and interest of the United States in and to so much of that certain tract of land comprising one and two hundred and five one-thousandths acres, more or less, and designated as tract 5, exception "C", on the drawing described in the first section of this Act, as the Secretary of the Army determines is no longer needed for military purposes. Any conveyance executed pursuant to the authority contained in this section shall be made upon payment by the City Council of Charleston, South Carolina, of the fair market value of the property to be conveyed.

Approved June 10, 1949.

[CHAPTER 194]

AN ACT

June 10, 1949
[S. 1229]
[Public Law 98]

To enable certain former officers or employees of the United States separated from the service subsequent to January 23, 1942, to elect to forfeit their rights to civil-service retirement annuities and to obtain in lieu thereof returns of their contributions with interest.

Civil Service Retirement Act, 1930, amendment.
46 Stat. 475.
5 U. S. C., Supp. II, § 736c.
Post, p. 476.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last paragraph of section 8 of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by inserting before the period at the end thereof a colon and the following: "*Provided*, That any such officer

or employee who has completed less than twenty years' civilian service may elect to forfeit his right to such annuity and elect to receive in lieu thereof the amount credited to his individual account together with interest compounded on December 31 of each year at the rate of 4 per centum to the date of his separation or December 31, 1947, whichever may be the earlier, and at the rate of 3 per centum for any period thereafter before April 1, 1948: *Provided further*, That if the separation of such officer or employee was involuntary, not by removal for cause on charges of misconduct or delinquency, the total amount of deductions, with such interest, shall be returned."

Approved June 10, 1949.

[CHAPTER 195]

AN ACT

To provide for more effective conservation in the arid and semiarid areas of the United States, and for other purposes.

June 10, 1949
[H. R. 3181]
[Public Law 99]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to provide for more effective accomplishment of the purposes of the Act entitled "An Act to promote conservation in the arid and semiarid areas of the United States by aiding in the development of facilities for water storage and utilization", approved August 28, 1937, as amended (50 Stat. 869; 16 U. S. C. 590r-x; 54 Stat. 1124, 16 U. S. C. 590z-5), section 7 of the Act relating to water conservation and utilization projects in the Great Plains and the arid and semiarid areas of the United States approved October 14, 1940 (54 Stat. 1124; 16 U. S. C. 590z-5), is hereby amended by striking the figures "\$50,000" and inserting in lieu thereof the figures "\$100,000".

Arid and semiarid
areas.

Approved June 10, 1949.

[CHAPTER 196]

AN ACT

Authorizing the transfer of a certain tract of land in the Robinson Remount Station to the city of Crawford, Nebraska, and for other purposes.

June 13, 1949
[S. 314]
[Public Law 100]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is hereby authorized to transfer by quitclaim deed to the city of Crawford, Nebraska, the following-described tract of land lying within the Robinson Remount Station, Fort Robinson, Dawes County, Nebraska: Beginning at the northwest corner of the tract of land conveyed to the city of Crawford for public-park purposes by the Act of Congress approved June 25, 1906 (34 Stat. 461); thence west along the north line of the said station a distance of one thousand one hundred and seventy-five feet; thence south three hundred and six feet; thence south twenty-seven degrees fifty-two minutes east to the westerly boundary line of the present park, the point of intersection being approximately two thousand six hundred and fifteen feet south of the starting point; thence north two thousand six hundred and fifteen feet to point of beginning, containing an area of approximately forty-three and fifty-seven one-hundredths acres: *Provided*, That the city of Crawford shall pay 50 per centum of the appraised fair market value of the property as determined by the United States Department of Agriculture.

Crawford, Nebr.
Transfer of land.

SEC. 2. Said Secretary is hereby authorized to grant to the city of Crawford, Nebraska, a permanent easement across the lands of the United States comprising the Robinson Remount Station, Fort Robinson, Dawes County, Nebraska, for a pipe line to carry water from

Easement for pipe
line.

the White River to the filters and purification plants of the city, which easement shall include all rights and privileges now enjoyed by the city under a revokable license to maintain such pipe line across such lands of the United States.

Use of land.

SEC. 3. The tract of land authorized to be transferred by the first section of this Act shall be used by the grantee for purposes of a public park and recreational site or golf course or for similar and related purposes. If the grantee shall fail or cease to use such tract for such purposes, or shall alienate or attempt to alienate such lands, title thereto shall revert to the United States.

Approved June 13, 1949.

[CHAPTER 197]

AN ACT

June 13, 1949
[H. R. 1158]
[Public Law 101]

To provide for the conveyance by the United States to the city of Marfa, Texas, of certain lands formerly owned by that city.

Marfa, Tex.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the War Assets Administrator is authorized and directed to convey to the city of Marfa, Texas, all the right, title, and interest of the United States in and to all of those parcels of land which were conveyed by the city of Marfa, Texas, to the United States of America by deed dated March 23, 1938, and recorded on April 25, 1938, in volume 105, pages 437 and 438, of the Deed Records of Presidio County, Texas.

Approved June 13, 1949.

[CHAPTER 198]

AN ACT

June 13, 1949
[S. 690]
[Public Law 102]

To authorize the furnishing of water to the Yuma auxiliary project, Arizona, through the works of the Gila project, Arizona, and for other purposes.

Yuma auxiliary
project, Ariz.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all lands heretofore withdrawn under the reclamation law in connection with the Yuma project and set apart or otherwise dealt with as an auxiliary project under the provisions of the Act of January 25, 1917 (39 Stat. 868), as amended, are hereby severed from said auxiliary project, except those lands in the first Mesa unit of said auxiliary project which are north of the south line of the north half of the north half of the north half of sections 17 and 18, and north of the south line of the southwest quarter of the southwest quarter of section 9, township 10 south, range 23 west, Gila and Salt River base and meridian, which lands henceforth shall constitute the entire area of the Yuma auxiliary project. After application of the payments as provided in section 3 hereof, no costs heretofore allocated or charges heretofore assigned to the lands hereby severed from said auxiliary project shall be repayable to the United States.

Exchange of land by
owners.

SEC. 2. For a period of five years from the date of enactment of this Act the owners of land with appurtenant water rights severed from the Yuma auxiliary project pursuant to the first section, the titles to which are deemed satisfactory by the Secretary of the Interior (hereinafter referred to as the Secretary) may exchange the same, acre for acre, for public lands and water rights within the Yuma auxiliary project as herein limited: *Provided*, That if any tract contains any fractional acreage, the area shall be computed to the nearest acre: *Provided further*, That such privilege of exchange shall be subject to the sale or other disposition or use by the United States of any

of such public lands prior to the time an application for the exchange thereof shall have been made.

SEC. 3. The proportionate part of all payments heretofore made under the contract dated October 23, 1918, between the United States and Imperial Irrigation District, of California, which, under the Act of June 28, 1926 (44 Stat. 776), as amended, would have been applicable as a credit to the public lands of the United States severed from the Yuma auxiliary project pursuant to the provisions of the first section of this Act, shall be applied as of the date of enactment of this Act to offset that portion of the cost, originally allocated to such lands, of those facilities previously constructed to be used jointly for the furnishing of water to the lands of the Yuma project and the Yuma auxiliary project.

Imperial Irrigation District.
Application of payments.

SEC. 4. (a) The Secretary is hereby authorized to negotiate and enter into a suitable contract with an organization, as defined in section 2 (g) of the Reclamation Project Act of 1939, as amended, satisfactory in form and powers to him, representing the water users of the Yuma auxiliary project as herein limited (hereafter referred to as the organization), for the repayment of certain costs in connection with the construction of works to enable the said project to obtain delivery of water appurtenant to the lands of its water users through the works of the Gila project; to carry such water through the works of the Gila project instead of the Yuma project when additional works for the purpose shall have been completed; and to extend and improve the existing distribution system of the Yuma auxiliary project so as more adequately to supply the needs of the water users. The contract, among other things, shall provide for the assumption of liability by the organization for (1) the repayment of the cost of the additional works necessary to supply water to the Yuma auxiliary project through the works of the Gila project, together with an appropriate share of the cost of works common to the Gila project and the Yuma auxiliary project; (2) the repayment of the cost of extending and improving the Yuma auxiliary project distribution system; (3) the payment annually in advance of estimated charges for the operation and maintenance of the works of the Yuma auxiliary project and an appropriate share of the estimated charges for the operation and maintenance of the works common to the Yuma auxiliary project and the Gila project. The general repayment obligation of any organization entering into such contract covering the repayment of the construction, extension, and improvement costs herein enumerated may be spread in annual installments, without the payment of interest over such reasonable period not exceeding sixty years, as the Secretary may determine: *Provided, however,* That repayment of costs allocated on a per acre basis to lands not under water-right application under the Act of January 25, 1917 (39 Stat. 868), as amended, and the joint resolution of February 21, 1925 (43 Stat. 962), on the date of the contract may be deferred until after water-right application has been made: *Provided further,* That the liability of the organization with respect to the costs allocated to such lands shall be suspended upon the cancellation of any water-right application as to any payments for the calendar year following such cancellation, and shall remain suspended until a new water-right application shall have been made. The contract may provide for the appointment of the organization as fiscal agent of the United States for the purpose of collecting any sums of money which may become due the United States with respect to land and water rights or water-right applications under the Act of January 25, 1917, as amended, and the joint resolution of February 21, 1925, and shall provide that payments made to the organization or any of its representatives for

Contract for repayment of certain costs.

53 Stat. 1188.
43 U. S. C. § 485a (g).

Repayment.

Suspension of liability.

39 Stat. 868.
43 Stat. 962.

any purpose by any land and water right or water-right applicant shall not be applied to any tax or assessment of the organization if any obligations payable to the United States under the Act of January 25, 1917, as amended, or the joint resolution of February 21, 1925, remain due and unpaid. Such contract shall further provide that any lien held by the organization on lands covered by any land and water right or water-right application shall be inferior to the rights of the United States with respect to charges upon such lands under the Act of January 25, 1917, as amended, or the joint resolution of February 21, 1925, and to the lien thereon reserved by the United States pursuant to section 5 (b) of this Act.

39 Stat. 868; 43 Stat. 962.
Construction, etc., authorized.

(b) Upon the execution of a satisfactory contract pursuant to subsection (a), subject to the availability of funds therefor, the Secretary is authorized to proceed with such construction, extensions, and improvements as may be necessary to effectuate the purpose of such contract.

Sale of land and water rights.

SEC. 5. (a) After a contract shall have been executed pursuant to section 4, land and water rights in the Yuma auxiliary project may be sold at private sale, pursuant to the provisions of the Act of January 25, 1917 (39 Stat. 868), as amended and the joint resolution of February 21, 1925 (43 Stat. 962), for a purchase price of not less than (1) \$32 per acre for the land and (2) a sum for the water right consisting of not less than \$160 per acre for the cost of the reclamation works previously constructed exclusively for the Yuma auxiliary project. Such purchase price shall be in addition to any charges or assessments which may be levied by the organization to pay for the per acre construction, extension, and improvement costs allocable to such land under any contract executed pursuant to section 4 of this Act: *Provided*, That said purchase price shall not include any part of the cost of works of the Yuma project and such costs, less applicable credits, shall not be repayable to the United States: *And provided further*, That after a contract shall have been executed pursuant to section 4 and water is ready for delivery to the Yuma auxiliary project through the works of the Gila project, the water users of the Yuma auxiliary project shall cease to be liable for any charges for the operation and maintenance of the Yuma project, except such charges as may then be due and unpaid.

Ante, p. 173.

Lien by U. S.

(b) To insure payment of any sums due or which may become due to the United States under land and water right or water-right applications under the Act of January 25, 1917, as amended, and the joint resolution of February 21, 1925, the United States, as of the date of the application, shall have a lien for the entire amount of its charges which shall be prior to all other liens, mortgages, claims, or interests whatsoever. Upon default of payment of any amount so due, the United States is empowered to declare the whole of the unaccrued portion of the charges due and payable and may file suit to foreclose the lien for all accrued charges in any court of competent jurisdiction and sell said land to satisfy the obligation due the United States. This remedy, however, shall not be exclusive.

SEC. 6. All provisions of the Act of January 15, 1917 (39 Stat. 868), as amended, and the joint resolution of February 21, 1925 (43 Stat. 962), not inconsistent with the provisions of this Act shall remain in full force and effect.

Disposition of B-lift pumping plant.

SEC. 7. After a contract shall have been executed pursuant to section 4 and water is ready for delivery to the Yuma auxiliary project through the works of the Gila project, the Secretary is hereby authorized to dismantle the existing B-lift pumping plant of the Yuma auxiliary project and to dispose of any salable parts thereof, either by public or private sale. All moneys realized from the sale of such

parts shall be paid into the reclamation fund and credit therefor shall be given to the organization representing the water users of the Yuma auxiliary project toward the construction costs assumed by it pursuant to such contract.

SEC. 8. There are hereby authorized to be appropriated such sums as may be required for the purposes of this Act.

Appropriation au-
thorized.

Approved June 13, 1949.

[CHAPTER 199]

AN ACT

To repeal that part of section 3 of the Act of June 24, 1926 (44 Stat. 767), as amended, and that part of section 13a of the Act of June 3, 1916 (39 Stat. 166), as amended, relating to the percentage, in time of peace, of enlisted personnel employed in aviation tactical units of the Navy, Marine Corps, and Air Corps, and for other purposes.

June 13, 1949

[S. 1270]

[Public Law 103]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph 8 of section 3 of the Act of June 24, 1926 (44 Stat. 767), as amended by the Act of June 30, 1932 (ch. 326, 47 Stat. 451), and so much of section 13a of the Act of June 3, 1916 (39 Stat. 166), as amended by the Act of July 2, 1926 (44 Stat. 781), reading "On and after July 1, 1929, and in time of peace, not less than 20 per centum of the total number of pilots employed in tactical units of the Air Corps shall be enlisted men, except when the Secretary of War shall determine that it is impractical to secure that number of enlisted pilots.", are hereby repealed.

Enlisted personnel
in aviation tactical
units.

34 U. S. C. § 735,
par. 8.

41 Stat. 768,
10 U. S. C. § 291f.

SEC. 2. Nothing in this Act shall be construed as affecting the status of enlisted personnel of the armed services, including the reserve components thereof, designated as aviation or enlisted pilots or engaged in training relating to or leading to such designation.

Status.

SEC. 3. Nothing in this Act shall be construed as affecting the eligibility of enlisted men of the Regular Army, Navy, Air Force, Marine Corps, or the reserve components thereof, for designation as aviation cadets: *Provided*, That, except in time of war or emergency hereafter declared by the Congress, at least 20 per centum of the total number of aviation cadets designated by the Navy and the Air Force, respectively, during each fiscal year after the date of enactment of this Act shall be designated from among those enlisted men of the Regular Army, Navy, Air Force, or Marine Corps eligible and qualified for such designation: *And provided further*, That such designations shall be with the consent of such enlisted men.

Eligibility for des-
ignation as aviation
cadets.

Approved June 13, 1949.

[CHAPTER 203]

AN ACT

Relating to the pay and allowances of officers of the Naval Establishment appointed to permanent grades.

June 13, 1949

[S. 779]

[Public Law 104]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That permanent appointments issued after August 7, 1947, to officers of the Navy, Marine Corps, and reserve components thereof, incident to the transition from temporary to permanent grades, shall in no case be effective for pay purposes prior to August 7, 1947, irrespective of the date of rank assigned for precedence purposes and notwithstanding the provisions of section 312 of the Naval Reserve Act of 1938, as amended, and the provisions of the Act of March 4, 1913 (37 Stat. 892, 34 U. S. C. 870).

Naval Establish-
ment.
Pay and allowances
of certain officers.

52 Stat. 1183.
34 U. S. C. § 855k.

Approved June 13, 1949.

[CHAPTER 218]

AN ACT

June 16, 1949
[S. 714]
[Public Law 105]

To provide for comprehensive planning, for site acquisition in and outside of the District of Columbia, and for the design of Federal building projects outside of the District of Columbia; to authorize the transfer of jurisdiction over certain lands between certain departments and agencies of the United States; and to provide certain additional authority needed in connection with the construction, management, and operation of Federal public buildings; and for other purposes.

Public Buildings
Act of 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Public Buildings Act of 1949".

TITLE I—COMPREHENSIVE PLANNING OF FEDERAL PUBLIC BUILDINGS OUTSIDE OF THE DISTRICT OF COLUMBIA

Acquisition of lands.

SEC. 101. The Federal Works Administrator is authorized to acquire, by purchase, condemnation, donation, exchange, or otherwise, lands or interests in lands as sites or additions to sites for Federal public building projects previously authorized and for such new projects as may be selected in the manner designated in this section, to make investigations and studies and to prepare plans, sketches, working drawings, and specifications for such projects. Whenever the Federal Works Administrator shall determine such action to be necessary, such investigations, studies, preparation of plans, sketches, working drawings, and specifications, may be undertaken prior to the approval of title to the sites by the Attorney General. When buildings to be used in whole or in part for post-office purposes are involved, the Federal Works Administrator shall act jointly with the Postmaster General in the selection of towns or cities in which buildings are to be constructed, and in the choice of sites therein for such projects. The Federal Works Administrator and the Postmaster General shall submit to the Congress a comprehensive report of all eligible projects and their limits of cost when in excess of \$200,000, without regard to the time in which they may be undertaken, which report shall be printed as a public document. When the estimated cost of a project does not exceed \$200,000 the limit of cost shall be determined by the Commissioner of Public Buildings. Selection of projects for the purposes of this title shall be made by the Federal Works Administrator and the Postmaster General from such report and they may also select such other projects not included in such report which in their judgment are economically sound and advantageous to the public service: *Provided*, That in making such selections they shall distribute the selected projects equitably throughout the country with due regard to the comparative urgency of projects in various sections of the country.

Report to Congress.

Participation in
benefits by congressional districts.

SEC. 102. It is the intent of the Congress that the equitable distribution of selected projects required by section 101 of this title shall provide for the participation by each congressional district in the benefits that will accrue from the future construction of one or more of such selected projects. It is the further intent of the Congress that those congressional districts in which are located projects previously authorized and selected for construction (including those for which sites have been acquired), but which have been deferred, shall be entitled to such project or projects, or the equivalent thereof, in addition to the projects authorized and selected under this title.

Appropriation authorized.
Post, p. 976.

SEC. 103. For carrying out the purposes of this title, including administrative, supervisory, traveling, and other expenses in connection therewith, there is hereby authorized to be appropriated the sum of \$40,000,000 to remain available until expended.

TITLE II—ACQUISITION OF SITES AND TRANSFER OF JURISDICTION OVER SITES BY VARIOUS AGENCIES AND DEPARTMENTS OF THE GOVERNMENT

SEC. 201. The Federal Works Administrator is authorized to acquire, by purchase, condemnation, donation, exchange or otherwise, land situate in the northwest section of the District of Columbia designated as squares 11, 19, 20, and 32, said land to be used wholly or in part together with other Government-owned land adjacent or in close proximity thereto as the site or sites for a departmental building or buildings project authorized to be constructed thereon.

Acquisition of certain land in D. C.

SEC. 202. In order to provide a more suitable site for the new San Diego, Point Loma, California, Quarantine Station, the Secretary of the Navy is hereby authorized and directed to transfer to the control and jurisdiction of the Federal Works Agency, without reimbursement, a parcel of land in the city of San Diego, county of San Diego, State of California, described as follows:

San Diego, Calif.

Commencing at an old stone monument marked "U.S.M.R.", on the northerly boundary line of the naval fuel annex, said point being the true point of beginning; thence from said true point of beginning north eighty-nine degrees thirty-one minutes thirty-five seconds east one hundred and eleven and six one-hundredths feet, more or less, to a point on the mean high-tide line of San Diego Bay; thence south five degrees twenty-two minutes fifty seconds west along the mean high-tide line three hundred and ten and eleven one-hundredths feet; thence south one degree fifteen minutes forty-five seconds west along the mean high-tide line one hundred and three and fifty one-hundredths feet; thence leaving said mean high-tide line south eighty-nine degrees thirty-one minutes thirty-five seconds west five hundred and eighty-seven and nine one-hundredths feet; thence north one degree thirty-eight minutes twenty-five seconds west two hundred and one and forty-three one-hundredths feet; thence north twelve degrees twenty-four minutes forty-five seconds east two hundred and sixteen and nine one-hundredths feet to a point on the northerly boundary line of the naval fuel annex; thence along said northerly line of the naval fuel annex north eighty-nine degrees thirty-one minutes thirty-five seconds east four hundred and sixty-six and seventy-four one-hundredths feet to the true point of beginning, containing five and six-tenths acres, more or less;

And the Federal Works Administrator is hereby authorized and directed to transfer to the control and jurisdiction of the Department of the Navy, without reimbursement, all the land comprising the present quarantine station site lying and being in the city of San Diego, county of San Diego, State of California, bounded on the south by First Street, on the west by San Antonio Avenue, on the north by Colorado Street, and on the east by San Diego Bay.

Transfer of land to Department of the Navy.

SEC. 203. The Federal Works Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Department of the Army, without reimbursement, for use for military purposes all the land comprising the present quarantine station situated on Quarantine and Sand Islands, Honolulu, Oahu, Territory of Hawaii, described as follows:

Honolulu, Hawaii.

Beginning at the southwest corner of tract C transferred to the Commerce Department by the War Department by Executive Order Numbered 6584, dated February 6, 1934, the coordinates of said point of beginning referred to Government Survey Triangulation Station "South Base, Sand Island" being two thousand three hundred and fifty-nine and ninety-three one-hundredths feet north and one thousand three hundred and forty-six and five one-hundredths feet west, and running by azimuths measured clockwise from true south (1) one

hundred and five degrees thirty minutes thirty seconds five hundred feet along Sand Island Military Reservation to a pipe in concrete; thence (2) along the arc of a curve to the right having a radius of four hundred and ninety feet a distance of one hundred and one and eighteen one-hundredths feet to a plate in concrete, the direct azimuth and distance being seventy degrees twenty minutes twenty seconds one hundred and one feet; thence (3) continuing along the arc of said curve a distance of seven hundred and eighty-four and forty-nine one-hundredths feet to a pipe in concrete the direct azimuth and distance being fifty-nine degrees six minutes no seconds seven hundred and three and thirty-five one-hundredths feet; thence (4) one hundred and five degrees no minutes no seconds one thousand five hundred and twenty feet to a pipe in concrete; thence (5) along the arc of a curve to the right having a radius of seven hundred and thirty feet a distance of two thousand five hundred and twenty-five and eighty-eight one-hundredths feet, the direct azimuths and distances being one hundred and ninety-five degrees no minutes no seconds seven hundred and thirty feet to a concrete monument and two hundred and thirteen degrees fifteen minutes no seconds seven hundred and thirty feet; thence (6) three hundred and three degrees fifteen minutes no seconds one thousand six hundred and seven and forty-seven one-hundredths feet to a pipe in concrete; thence (7) two hundred and thirty degrees thirty minutes no seconds five hundred and twenty-three and eighty-eight one-hundredths feet to a pipe in concrete; thence (8) three hundred and four degrees thirty-three minutes no seconds six hundred and fifty-two feet along Reserved Channel and Honolulu Harbor and passing over a pipe in concrete at fifty-two feet; thence (9) along tract C hereinbefore cited (transferred to Commerce Department by the War Department by the aforesaid Executive Order Numbered 6584, dated February 6, 1934), thirty-three degrees thirty-seven minutes thirty seconds five hundred and fifty-six and sixty-six one-hundredths feet to the point of beginning, containing an area of eighty-one and ninety-four one-hundredths acres, more or less, together with the improvements thereon;

Fort Armstrong
Military Reservation,
Oahu, Hawaii.

And the Secretary of the Army is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use as a quarantine station at Honolulu, Hawaii, the following described land:

That portion of the Fort Armstrong Military Reservation, Oahu, Territory of Hawaii, particularly described as beginning at the north corner of the land herein described on the southeast side of Channel Street, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Punchbowl" being four thousand four hundred and twelve and twenty-three one-hundredths feet south and five thousand six hundred and seventy-eight and thirty-nine one-hundredths feet west and running by azimuths measured clockwise from true south (1) three hundred and nine degrees three minutes no seconds one hundred and sixty-seven and one one-hundredths feet along other lands of Fort Armstrong Military Reservation, and along the southwest side of Buford Avenue; (2) thirty-eight degrees fifty-seven minutes twenty seconds ninety-six and seventy one-hundredths feet along said other lands of Fort Armstrong Military Reservation; (3) three hundred and eight degrees forty-eight minutes thirty seconds twenty-five and ninety-eight one-hundredths feet along said other lands; (4) thirty-eight degrees forty-eight minutes thirty seconds two hundred and thirty-one and sixty-one one-hundredths feet along said other lands; (5) three hundred and eight degrees fifty-nine minutes thirty seconds one hundred and

thirteen and ninety-three one-hundredths feet along said other lands; (6) thirty-seven degrees eight minutes no seconds seventy-seven and twenty-five one-hundredths feet along said other lands; (7) three hundred and nine degrees no minutes forty seconds one hundred and seven and ninety-four one-hundredths feet along said other lands; (8) thirty-eight degrees fifty-seven minutes no seconds five hundred and twenty-two and ninety-eight one-hundredths feet along said other lands and along the northwest side of Pleasanton Avenue; (9) thirty-nine degrees no minutes two thousand three hundred and eighty-two and ninety-one one-hundredths feet; (10) one hundred and forty-five degrees no minutes ninety-eight and thirty-one one-hundredths feet; (11) one hundred and eighty-nine degrees twenty-five minutes one thousand two hundred and six and eighty-seven one-hundredths feet; (12) two hundred and nineteen degrees no minutes one thousand seven hundred and five and fifty-five one-hundredths feet; (13) three hundred and nine degrees no minutes two hundred and seventy-one and sixty-four one-hundredths feet to a brass plate set in concrete, passing over a brass plate set in sea wall at two hundred and ten and ninety-four one-hundredths feet; (14) two hundred and nineteen degrees no minutes five hundred and twenty-nine and twenty-eight one-hundredths feet along the southeast side of Channel Street to the point of beginning, and containing an area of thirty-nine and sixty-five one-hundredths acres together with all riparian, littoral and shore rights thereunto belonging or in anywise appertaining, and all improvements thereon except the gun emplacement and foundations, the space enclosed in which is in use and is to be continued in use by the Department of the Army for telephone terminals and exchange until June 30, 1969, the foundations to be thereafter removed by the Department of the Army before possession of the land on which same are situate is finally made available to the Federal Works Agency for quarantine station purposes: *Provided*, That said date of June 30, 1969, may be either anticipated or deferred by mutual agreement of the Department of the Army and the Federal Works Administrator.

SEC. 204. The Federal Works Administrator is hereby authorized to retain for the use of the Public Buildings Administration permanent custody and control of the following-described lands, together with the improvements thereon, together with such personal property as may be necessary in his discretion for use in connection therewith:

(a) Cheyenne, Wyoming: Lots 7 and 8, and the east twenty-two feet of lot 6 in block 266 in the city of Cheyenne, county of Laramie, State of Wyoming, containing forty-seven one-hundredths of an acre.

(b) Little Rock, Arkansas: Lots 5 and 6, block 3, original city of Little Rock in the county of Pulaski, State of Arkansas.

(c) Medford, Oregon: Lots 1, 2, 3, and 4, in block 3, in the original townsite, now city of Medford, Oregon.

(d) Fayetteville, N. C.: Lying and being in the county of Cumberland, State of North Carolina, and described as follows: Beginning at a point in the western margin of Winslow Street, same being an iron stake at the foot of a twenty-inch Elm tree, said stake being three hundred and fourteen feet southwardly of the intersection of the southern margin of Elm Street and the western margin of Winslow Street, and running thence north sixty-six degrees thirty-seven minutes west two hundred and eighty-six and two-tenths feet to an iron stake in a ditch; thence north twenty-three degrees east thirty-nine and five-tenths feet to an iron stake; thence north sixty-seven degrees west thirty-three and five-tenths feet to an iron stake; thence north twenty-eight degrees thirty minutes east eighty-five feet to an iron stake, the northwest corner of this tract; thence south sixty-six degrees thirty-seven minutes east three hundred and thirteen and

Permanent custody
and control of certain
lands.

Cheyenne, Wyo.

Little Rock, Ark.

Medford, Oreg.

Fayetteville, N. C.

five-tenths feet to a post in the western margin of Winslow Street; thence with the western margin of Winslow Street south twenty-three degrees fifty-five minutes west one hundred and twenty-four feet to the beginning.

Durham, N. C.

(e) Durham, North Carolina: Lying and being in the city of Durham, county of Durham, State of North Carolina, and described as follows: Beginning at a concrete monument, in the east line of Morris Street, said monument being sixty-five and six-tenths feet north fifty-seven degrees forty-six minutes east from the northeast corner of the brick building occupied by Imperial Tobacco Company; running thence south eighty-five degrees twenty minutes east two hundred feet to a concrete monument; thence north seven degrees thirty-one minutes east one hundred and sixty-four and fifty one-hundredths feet to a point in the present south line of Hunt Street; thence with said south line of Hunt Street north eighty-five degrees twenty minutes west two hundred and eight one-hundredths feet to a point being the intersection of said south line of Hunt Street with the east line of Morris Street; thence with the east line of Morris Street south seven degrees thirty minutes west one hundred sixty-four and fifty one-hundredths feet to the true point or place of beginning.

Paris, Tex.

(f) Paris, Texas: A tract of land lying and being in the city of Paris, county of Lamar, State of Texas, and being a portion of the Larkin Rattan Survey, particularly described as follows: Portions of lots 5 and 6, block 1, of the city of Paris, as shown by the original fifty-acre donation as recorded in the deed records of Lamar County, Texas, book G-1, page 299, more particularly described as follows: Beginning at a point being the intersection of the north line of Grand Avenue with the east line of Short Street, now Nineteenth Street; running thence due north along the east line of Short Street, now Nineteenth Street, eighty-one feet to a marker; thence due east eighty-three feet to a marker; thence due south eighty-one feet to a marker in the north line of Grand Avenue; thence due west along the north line of Grand Avenue eighty-three feet to the point or place of beginning, together with all the right, title, and interests of the former owners in and to the streets and alleys abutting the above-described premises.

Hampton Roads,
Norfolk, Va.

(g) Hampton Roads, Norfolk, Virginia: Lands lying and being in the city and county of Norfolk, Commonwealth of Virginia, and particularly described as follows: Lots numbered 1, 2, 3, 4, 7, 8, 9, 10, 25, 26, 27, 28, 29, and an unnumbered lot, lying between said lots numbered 10 and 25 and being in block numbered 12 in map book 11, page 33, Corporation Court of Norfolk, Virginia, containing eighty-five one-hundredths of an acre.

Chatham County,
Ga.

(h) Chatham County, near Savannah, Georgia: Tracts of land lying and being in the county of Chatham, State of Georgia, more particularly described as follows:

Oatland Island.

Parcel A: One hundred acres of land, more or less, of what is known as the southwestern portion of Oatland Island, in Chatham County, Georgia, as more particularly appears on a map attached to the deed from George T. Page, Alvan M. Hitt, and William G. Slaughter to the order of Railway Conductors Home Association, dated May 22, 1926, filed for record August 31, 1926, and recorded in book 22B, page 182, of the records in the office of the clerk of the Superior Court of Chatham County, Georgia, a copy of which map is recorded in map book 2, folio 81, of the records aforesaid, to which special reference is hereby made, and which is made part and parcel of this description, said lands lying south of the "red" line appearing on said map, and being that portion of land lying at the southwest end of the island beyond the marks of boundary erected on said island, and having the following bearings: Beginning at the marks

of boundary one hundred feet from the marsh on the eastern side of said island, near Richardson's Creek, and marked with a concrete stone, on which appears the following mark, "XIII"; thence along a line proceeding north thirty-seven degrees fifty-five minutes west to another concrete marker, bearing the same mark, to wit: "XIII", and proceeding north thirty-seven degrees fifty-five minutes west to another concrete marker one hundred feet from the marsh bearing the same mark, to wit, "XIII", said land being all of the remaining portion of the land lying southwest of the said markers of boundary, said land being described as follows: Bounded on the north by the remaining portion of said island, on the east by Richardson's Creek, on the south by Richardson's Creek, and on the west by the Thunderbolt River for about three hundred and fifty yards, and then the remainder of the western boundary by an unnamed creek, which meanders into the Thunderbolt River; together with the marshland adjacent to and adjoining the one hundred acres above described, and between the boundaries above mentioned; that is, the marshland that is south of where the red line appearing on the map, if extended, would meet the creek, to wit, said Richardson's Creek on the east and the said unnamed creek on the west, together with the improvements thereon.

Parcel B: All of those certain lots, tracts, or parcels of land situate, lying, and being in Whitmarsh Island, Chatham County, Georgia, and known upon the map or plan of the Riverside Subdivision on said island as lots numbered 45, 46, and 47, a plan of said subdivision being recorded in the records of Chatham County, Georgia, in map book 1, folio 229, and a plat of said lots with the adjacent marsh being also recorded in said records in map book 1, page 259, said lots 45, 46, and 47 together having seven and one-half acres, more or less, of high land; and also those portions of the adjacent marshland which said marshlands are described more fully as follows: Starting at the westernmost point of lot 47 and running parallel with the eastern line of said lot to a creek, and also one-half of the marsh lying east and southeast of lot 45 and between lots 45 and 44 of said subdivision; excepting, however, therefrom eight-tenths of an acre being part of lot 47 which was conveyed by Jessie C. Thomas to Chatham County on May 26, 1926, by deed recorded in Chatham County on May 26, 1926, by deed recorded in Chatham County Records in book 21 S, folio 271, together with the improvements thereon.

Parcel C: All those certain lots, tracts, or parcels of land situate, lying, and being in the subdivision known as Oatland Island, in the county of Chatham and State of Georgia and more particularly described as follows: Lots numbered 1, 2, 3, 4, 5, and 6 in block C, according to a plat of said subdivision known as Oatland Island, which said plat appears on record in the office of the clerk of the Superior Court in map book numbered 2, folios 82 and 83, together with all highland and marshland contained between the side lines of said lots 1, 2, 3, 4, and 5 extending to low-water mark, save and except the sixty feet in width across said extended premises heretofore granted to the county of Chatham for a highway, and known as Bacon Drive, together with the improvements thereon.

(i) Fort Smith, Arkansas: Lands lying and being in the city of Fort Smith, county of Sebastian, State of Arkansas, particularly described as follows: All of lots 9, 10, 11, and 12 in block C, Fitzgerald Addition, city of Fort Smith, Arkansas.

(j) The Federal Works Administrator is hereby further authorized to retain for the use of the Public Buildings Administration temporary custody and control of the following described buildings together with such personal property located therein as may be necessary, in his discretion, for use in connection therewith for a period ending not later

Whitmarsh Island.

Oatland Island.

Fort Smith, Ark.

Temporary custody and control of certain buildings.

than June 30, 1954: *Provided*, That on or before June 30, 1954, the Federal Works Administrator shall transfer custody and control over such buildings and any such personal property as may then remain therein, without reimbursement, to the Department having primary jurisdiction over the land on which such buildings are situated:

Suitland, Md.

(1) Suitland, Maryland: The infirmary building and recreation building with snack bar located on land comprising site of Federal Office Building Numbered 3, Suitland, Maryland, occupied under authority of revocable license dated November 17, 1947, from the Federal Works Agency to Department of the Army.

West Potomac Park,
Washington, D. C.

(2) West Potomac Park, Independence Avenue and River Drive, Washington, District of Columbia: The recreation building and storage plant, and the infirmary building constructed in west Potomac Park under permit from Secretary of the Interior to Federal Works Agency dated August 22, 1942.

Langston Stadium,
Washington, D. C.

(3) Langston Stadium, Twenty-fourth Street and Oklahoma Avenue Northeast, Washington, District of Columbia: The recreation-cafeteria building and the infirmary building located at the Langston Residence Hall project constructed under permit from Department of the Interior, National Park Service, to Public Buildings Administration, dated June 10, 1942.

Arlington Farms,
Va.

(4) Arlington Farms, Virginia: The storage building, maintenance shops, garages, and an administration building, the infirmary building, the cafeteria, recreation center, including auditorium, snack bar, and classrooms and the fire station, constructed under transfer of jurisdiction over land from War Department to Federal Works Agency by letter dated May 14, 1942, for use during national emergency.

Permanent custody
and control of certain
properties.

SEC. 205. (a) The Federal Works Administrator is hereby authorized to assume permanent custody and control of properties described in this section to be transferred to the Federal Works Agency for use of the Public Buildings Administration:

Fort Brown Military
Reservation,
Brownsville, Tex.

(1) The Secretary of the Army is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, that portion of the Fort Brown Military Reservation, Brownsville, Texas, described as follows, lying and being in the Espiritu Santo Grant, Cameron County, Texas, for its use as a site for the construction of the Brownsville (Texas) border station building and the Federal Works Agency may take possession thereof pending commencement of construction of the contemplated border station building:

Commencing at a point which is south sixty-six degrees twelve minutes west twenty-six and sixty-one one-hundredths feet from monument numbered 1B set by United States Engineer Department marking the boundary line of Fort Brown Military Reservation; running thence along the southwesterly side of Kerr Street (fifty feet wide) south forty-nine degrees fifty-one minutes east fifty and one one-hundredths feet to an iron pin; thence continuing along the southwesterly side of Kerr Street south thirty-six degrees forty-seven minutes forty-five seconds east seventy-six and fifteen one-hundredths feet to an iron pin; thence continuing along the southwesterly side of Kerr Street south twenty-three degrees thirty-six minutes east sixty-seven and forty-four one-hundredths feet to an iron pin set on the north line of a concrete sidewalk on the north side of a street; thence along the north line of said sidewalk south sixty-six degrees nineteen minutes west two hundred and forty-one feet to an iron pin in the toe of the Rio Grande protection levee; thence along the toe of said levee north forty-two degrees one minute west eighty-two feet to an iron pin; thence continuing along the toe of said levee north fifty degrees thirty-seven minutes west one hundred twenty-one and twenty-one

one-hundredths feet to monument numbered 1A set by the United States Engineer Department marking the boundary line of Fort Brown Military Reservation; thence along the boundary line of the Fort Brown Military Reservation north sixty-six degrees twelve minutes east two hundred eighty-two and forty-nine one-hundredths feet to the point or place of beginning, containing one and one hundred forty-two one-thousandths acres, more or less.

(2) The Secretary of the Army is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, the entire building known as the 1114 Commerce Street Building, Dallas, Texas, together with the site thereof described as follows:

Dallas, Tex.

All of a certain tract or parcel of land situated in the city of Dallas, county of Dallas, State of Texas, said tract being a part of block numbered 63 of said city and county and being more particularly described as follows: Beginning at a point on the south line of Commerce Street, said point being located fifty feet west of the northeast corner of said block 63; thence west along the south line of said Commerce Street one hundred and fifty feet; thence south at right angles to the south line of Commerce Street one hundred feet; thence west at right angles to the last-mentioned line fifteen feet; thence south at right angles to the last-described line one hundred feet to a point on the north line of Jackson Street; thence east along the north line of Jackson Street one hundred and sixty-four feet to a point; which point is fifty-one feet west of the southeasterly corner of block 63; thence northerly at right angles to the north line of Jackson Street thirty-one feet; thence east at right angles to the last-described line one foot; thence northerly at right angles to the last-mentioned line one hundred and sixty-nine feet to the point of beginning.

(3) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

Marfa, Tex.

Lying and being in Marfa, county of Presidio, State of Texas: Beginning at the northeast corner of a tract of land known as tract numbered 1 containing four hundred thirty-four and two-tenths acres, more or less, comprising a part of the military reservation of Fort D. A. Russell and being the same tract conveyed to the United States by W. G. Young by deed dated August 23, 1927, and duly recorded among the land records of said county in volume 74, page 162, thereof; thence with the north line of said tract west four hundred forty-seven and nine-tenths feet to the northwest corner of this tract; thence south seventeen degrees six minutes west three hundred feet to a point for corner; thence south seven degrees eight minutes west four hundred feet to a point for a corner; thence east five hundred sixty-eight and three-tenths feet to a point in the east boundary line of said four hundred thirty-four and two-tenths-acre tract for the southeast corner of this tract; thence with said east boundary line north one degree twenty-eight minutes east six hundred eighty-three and nine-tenths feet to the point of beginning, containing approximately eight and twenty-one one-hundredths acres, subject to existing streets and easements for existing utilities.

(4) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

Angel Island, Calif.

That portion of Angel Island (Fort McDowell) known as the San Francisco Quarantine Station, particularly described as being that

certain parcel of land on Angel Island, Marin County, California; commencing at Point Ione; thence south approximately six hundred and eighty feet to a point on the northerly side of Military Road; thence following the station side of said Military Road to a point of intersection with a line bearing south forty-five degrees east, which line passes through a point one hundred feet north forty-five degrees east from the northernmost station structure; thence north forty-five degrees west to a point on the low-water mark of Hospital Cove; thence in a westerly direction to the point of beginning, together with an area one hundred feet wide centered on two groups of water tanks, and to extend from the station side of Military Road a distance of fifty feet beyond the center of the farthest group of tanks.

San Mateo County,
Calif.

(5) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

All that certain piece or parcel of land situate, lying and being in the county of San Mateo, State of California, together with the appurtenances, to wit: Beginning at a point on the northerly line of Butler Road, said point being north eighty-three degrees nine minutes fifteen seconds east one hundred ninety-three and twelve one-hundredths feet from a two-inch iron pipe set in concrete on the northerly line of Butler Road, said iron pipe being north eighty-seven degrees four minutes thirty seconds east four hundred ninety-two and ninety-nine one-hundredths feet from the intersection of the north line of Butler Road and Southern Pacific Company right-of-way; running thence from said point of beginning along the northerly line of Butler Road north eighty-three degrees nine minutes fifteen seconds east one hundred seventy-three and twenty-four one-hundredths feet; thence north eighty-seven degrees four minutes thirty seconds east nine hundred seventy-eight and eighty-three one-hundredths feet; thence leaving the northerly line of Butler Road north two degrees fifty-six minutes west two hundred forty-seven and twenty one-hundredths feet; thence south eighty-seven degrees four minutes thirty seconds west seven hundred eighty-two and forty-nine one-hundredths feet; thence north sixty-one degrees fifty-five minutes fifteen seconds west one hundred ten and fifty-two one-hundredths feet; thence south thirty-eight degrees three minutes fifteen seconds west four hundred eighteen and fifty one-hundredths feet to the point of beginning.

East Point, Ga.

(6) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

All that lot, tract, or parcel of land situate, lying, and being in the city of East Point, Fulton County, Georgia, being a part of land lot 155, district 14, and more fully described as follows: Beginning at the intersection of the north line of Saint Joseph Street with the northeasterly line of Lawrence Avenue and the east property line of the U. S. L. Battery Company, extending thence east along the north line of Saint Joseph Street a distance of six hundred eighty-three and two-tenths feet, more or less, to an iron monument on the east line of said land lot 155, district 14, extending thence north, making an interior angle of ninety degrees sixteen minutes to the left, along said east line of land lot 155, district 14, a distance of one thousand three hundred thirty-four and nine-tenths feet, more or less, to an iron monument; extending thence west making an interior angle of eighty-nine

degrees forty-four minutes to the left, a distance of nine hundred seventy-three and five-tenths feet, more or less, to an iron monument on the east line of Lawrence Avenue; extending thence south making an interior angle of ninety degrees thirty-eight minutes to the left, along the said east line of Lawrence Avenue, a distance of six hundred twenty-seven and five-tenths feet, more or less, to an iron pipe at the intersection of the east line of Lawrence Avenue with the north property line of the U. S. L. Battery Company; extending thence east, making an interior angle of eighty-nine degrees twenty-two minutes to the left, along the said north property line of U. S. L. Battery Company, a distance of three hundred feet, more or less, to a point at the northeast corner of property of U. S. L. Battery Company; extending thence south making an exterior angle of eighty-nine degrees fifteen minutes to the right, along the east property line of U. S. L. Battery Company, a distance of seven hundred seven and three-tenths feet, more or less, to the point of beginning; the last-described line making an interior angle of eighty-nine degrees and fifteen minutes with the north line of Saint Joseph Street; containing twenty-five and eighty-nine one-thousandths acres, more or less, and said lot is more fully shown in colored yellow on print of the Central of Georgia Railway Company's Plan Numbered 15622, dated February 14, 1945.

(7) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

San Antonio, Tex.

Lying and being in the limits of San Antonio, county of Bexar, State of Texas, and more particularly described as follows: Beginning at a point in the center line of South Flores Street, distant north twenty-four degrees forty minutes forty-one seconds east seven hundred forty-two and eighty-one one-hundredths feet measured along the center line of South Flores Street from its point of intersection with the center line of Arsenal Street; running thence south twenty-four degrees forty minutes forty-one seconds west seven hundred forty-two and eighty-one one-hundredths feet to a point, being the intersection of the center line of South Flores Street with the center line of Arsenal Street; thence south sixty-three degrees twenty-two minutes nineteen seconds east a distance of six hundred and eighteen feet along the center line of Arsenal Street to its point of intersection with the westerly side of Main Avenue extended; thence north eleven degrees thirteen minutes forty-one seconds east seven hundred one and sixty-two one-hundredths feet; thence with a ten degree thirty-two minutes eighteen seconds degree curve to the left seventy-seven and fifty-one one-hundredths feet to a point in the north property line of the Arsenal property, said curve having a radius of five hundred forty-three and sixty-nine one-hundredths feet and a delta of eight degrees fifty-six minutes forty-five seconds; thence north sixty-four degrees thirty minutes nineteen seconds west along the north line of the Arsenal property to the point or place of beginning.

(8) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described lands, together with the improvements thereon:

San Francisco, Calif.

All that certain real property situate, lying and being in the city and county of San Francisco, State of California, described as follows, to wit: Beginning at the point of intersection of the northerly line of Geary Street and the westerly line of Polk Street; running thence westerly along said line of Geary Street eighty-two feet and six inches;

Cleveland, Ohio.

thence at a right angle northerly one hundred and twenty feet to the southerly line of Cedar Street; thence at a right angle easterly along said line of Cedar Street eighty-two feet and six inches to the westerly line of Polk Street; and thence at a right angle southerly along said line of Polk Street one hundred and twenty feet to the point of beginning; being part of Western Addition block numbered 59.

(9) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

Situated in the city of Cleveland, county of Cuyahoga, and State of Ohio and bounded and described as follows:

Known as being part of sublots numbered 1 and 2 in Mrs. C. D. Brayton's subdivision of part of original Brooklyn Township lot numbered 86, as shown by the recorded plat in volume 3 of maps, page 20, of Cuyahoga County Records, and sublots numbered 15, 16, and parts of sublots numbered 17, 18, and 19 in the Cuyahoga Valley Realty Company's subdivision numbered 2 of part of original Brooklyn Township lots numbered 71 and 86, as shown by the recorded plat in volume 50 of maps, page 21, of Cuyahoga County Records, and part of sublots numbered 64, 65, 66, 67, 68, 69, 74, 76, 77, 78, and all of sublots numbered 70, 71, 72, 73, and 75 in Brayton and Yates reallotment of part of original Brooklyn Township lot numbered 86, as shown by the recorded plat in volume 4 of maps, page 18, of Cuyahoga County Records, and all of sublots numbered 33, 34, 35, 36, 37, 38, 39, 40, and part of sublots numbered 41, 42, 43, and 44 in John Raines and W. H. Dean's allotment of part of original Brooklyn Township lot numbered 86, as shown by the recorded plat in volume 7 of maps, page 18, of Cuyahoga County Records, and also a part of original Brooklyn Township lots numbered 71 and 86, and together forming a parcel of land bounded and described as follows:

Beginning at the intersection of the northerly line of Clark Avenue Southwest, sixty-three feet wide, with the easterly line of West Eleventh Street, forty-five feet wide; thence south eighty-eight degrees twenty-one minutes fifty seconds east along the northerly line of Clark Avenue Southwest, five hundred sixty-nine and ninety-nine one-hundredths feet to the southwesterly corner of land conveyed to the Highway Construction Company of Ohio, Incorporated, by deed dated January 27, 1944, and recorded in volume 5657, page 522, of Cuyahoga County Records; thence north one degree thirty-eight minutes ten seconds east along the westerly line of land conveyed to the Highway Construction Company of Ohio, Incorporated, by deed last aforesaid and by deed dated October 20, 1944, and recorded in volume 5861, page 269, of Cuyahoga County Records, three hundred and ten feet to the northwesterly corner of land conveyed to the Highway Construction Company of Ohio, Incorporated; thence south eighty-eight degrees twenty-one minutes fifty seconds east along the northerly line of land conveyed to the Highway Construction Company of Ohio, Incorporated, last aforesaid, one thousand five hundred nine and ninety-eight one-hundredths feet to the northwesterly line of land conveyed to the city of Cleveland by deed dated September 30, 1942, and recorded in volume 5472, page 98, of Cuyahoga County Records; thence north thirty-three degrees fifty-eight minutes ten seconds east along the northwesterly line of land so conveyed to the city of Cleveland, which is also the northwesterly line of Quigley Road Southwest, eighty feet wide, one thousand two hundred thirty-five and twenty-nine one-hundredths feet to the southerly end of the curve turn-out between the westerly line of West Seventh Street

relocation and the northwesterly line of Quigley Road Southwest, as shown by the dedication plat of West Seventh Street relocation recorded in volume 133 of maps, page 24, of Cuyahoga County Records; thence northerly along said curved turn-out, thirty-one and forty-two one-hundredths feet, which is along the arc of a curve deflecting to the left, said curve having a radius of twenty feet and a chord of twenty-eight and twenty-eight one-hundredths feet; thence northerly along the westerly line of West Seventh Street relocation, one hundred fifty-six and twenty-four one-hundredths feet which is along the arc of a curve deflecting to the right, said curve having a radius of ninety-nine and forty-seven one-hundredths feet and a chord of one hundred forty and sixty-seven one-hundredths feet, to a point of tangent; thence northeasterly along the northwesterly line of West Seventh Street relocation sixty-seven and eighty-eight one-hundredths feet to a point of curvature; thence northeasterly continuing along said northwesterly line, seventy and eighty-two one-hundredths feet, which is along the arc of a curve deflecting to the left, said curve having a radius of one hundred and ten feet and a chord of sixty-nine and sixty-one one-hundredths feet, to the southerly line of Severn Avenue Southwest (formerly Severn Street) forty feet wide; thence north eighty-seven degrees forty-four minutes fifteen seconds west along the southerly line of Severn Avenue Southwest three hundred forty-six and eighty-one one-hundredths feet to the northwesterly corner of subplot numbered 33 in John Raines and W. H. Dean's Allotment; thence south two degrees fifteen minutes forty-five seconds west along the westerly line of said subplot numbered 33, one hundred twenty-five and twenty-two one-hundredths feet to the southwesterly corner thereof; thence north eighty-seven degrees forty-four minutes fifteen seconds west along the southerly line of John Raines and W. H. Dean's Allotment, as recorded in volume 7 of maps, page 18, of Cuyahoga County Records, two hundred seven and fifty-six one-hundredths feet to the southwesterly corner thereof; thence north two degrees thirty-three minutes fifty-five seconds east along the westerly line of said allotment three hundred sixty-five and two one-hundredths feet to the southerly line of Clyde Avenue Southwest, forty feet wide; thence north eighty-seven degrees forty-four minutes forty seconds west along the southerly line of Clyde Avenue Southwest, and the westerly extension thereof, three hundred eighty-nine and four one-hundredths feet to the southwesterly corner of Saint Theodosius Church subdivision, as recorded in volume 64 of maps, page 27, of Cuyahoga County Records; thence north two degrees eleven minutes twenty seconds east along the westerly line of said Saint Theodosius Church subdivision two hundred seventy-six and sixty-two one-hundredths feet to the southerly line of Clarence Court Southwest, sixteen feet wide; thence north eighty-eight degrees forty-six minutes thirty seconds west along the southerly line of Clarence Court Southwest thirty-six feet to the northeasterly corner of land conveyed to Majk Bejda and Juliana Bejda by deed dated November 17, 1924, and recorded in volume 3230, page 38, of Cuyahoga County Records; thence south two degrees eleven minutes twenty seconds west along the easterly line of land so conveyed to Majk and Juliana Bejda, and the southerly extension thereof and along the easterly line of land conveyed to Albert Baumann and Bertha Baumann, by deed dated January 10, 1924, and recorded in volume 2986, page 190, of Cuyahoga County Records, one hundred and twenty feet to the southeasterly corner of land so conveyed to Albert and Bertha Baumann; thence north eighty-eight degrees forty-six minutes thirty seconds west along the southerly line of land so conveyed to Albert and Bertha Baumann and along the southerly line of land conveyed to

the Western Realty Company by deed dated June 19, 1928, and recorded in volume 3832, page 378, of Cuyahoga County Records, and the southerly line of land conveyed to Gustav Krentz and Mary Krentz by deed dated August 19, 1916, and recorded in volume 1819, page 555, of Cuyahoga County Records, one hundred and thirty-eight feet to the southwesterly corner of land so conveyed to Gustav and Mary Krentz; thence north two degrees eleven minutes twenty seconds east along the westerly line of land so conveyed to Gustav and Mary Krentz, one hundred and twenty feet to the southerly line of Clarence Court Southwest, sixteen feet wide; thence north eighty-eight degrees forty-six minutes thirty seconds west along the southerly line of Clarence Court Southwest, ninety-eight and seventy one-hundredths feet to the northeasterly corner of land conveyed to Domka Kreneiglova by deed dated May 17, 1937, and recorded in volume 4737, page 343, of Cuyahoga County Records; thence south two degrees eleven minutes twenty seconds west along the easterly line of land so conveyed to Domka Kreneiglova one hundred and twenty feet to the southeasterly corner thereof; thence north eighty-eight degrees forty-six minutes thirty seconds west along the southerly line of land so conveyed to Domka Kreneiglova thirty-five feet to the southwesterly corner thereof; thence north two degrees eleven minutes twenty seconds east along the westerly line of land so conveyed to Domka Kreneiglova one hundred and twenty feet to the southerly line of Clarence Court Southwest, sixteen feet wide; thence north eighty-eight degrees forty-six minutes thirty seconds west along the southerly line of Clarence Court Southwest two hundred eighty and eighty-six one-hundredths feet to the northeasterly corner of land conveyed to John Woycitsky and Franciska Woycitsky by deed dated July 24, 1923, and recorded in volume 2873, page 159, of Cuyahoga County Records; thence south two degrees thirty-nine minutes forty seconds west along the easterly line of land so conveyed to John and Franciska Woycitsky one hundred and forty feet to the southeasterly corner thereof; thence north eighty-seven degrees fifty minutes ten seconds west along the southerly line of land so conveyed to John and Franciska Woycitsky, and the westerly extension thereof, and along the southerly line of land conveyed to Stanley Kozlowski and Mary Kozlowski by deed dated March 29, 1920, and recorded in volume 2377, page 346, of Cuyahoga County Records, four hundred eight and two one-hundredths feet to the westerly line of subplot numbered 64 in Brayton and Yates' Reallotment as recorded in volume 4 of maps, page 18, of Cuyahoga County Records; thence north two degrees forty minutes forty seconds east along the westerly line of said subplot numbered 64, one hundred thirty-nine and forty-one one-hundredths feet to its intersection with the southerly line of H. R. Hadlow allotment as recorded in volume 8 of maps, page 34, of Cuyahoga County Records; thence north eighty-eight degrees forty-seven minutes twenty seconds west along the southerly line of said H. R. Hadlow allotment three hundred feet to the easterly line of J. J. Holmes' subdivision as recorded in volume 64 of maps, page 38, of Cuyahoga County Records; thence south two degrees forty minutes forty seconds west along the easterly line of said J. J. Holmes' subdivision one hundred thirty-six and fifty-four one-hundredths feet to the southeasterly corner thereof; thence north eighty-eight degrees forty-seven minutes twenty seconds west along the southerly line of said J. J. Holmes' subdivision, three hundred and fifty-six one-hundredths feet to the westerly line of said original lot numbered 86; thence south two degrees forty minutes forty seconds west along the westerly line of said original lot numbered 86, four hundred eighty-two and nine one-hundredths feet to an angle therein; thence south three degrees nine minutes forty seconds west

along the westerly line of said original lot numbered 86, four hundred forty and sixty-nine one-hundredths feet to the southeasterly corner of Josephine L. Hartzell's subdivision as recorded in volume 15 of maps, page 37, of Cuyahoga County Records; thence north eighty-eight degrees eighteen minutes forty seconds west along the southerly line of said Josephine L. Hartzell's subdivision, two hundred and fifty-five feet to the easterly line of west Eleventh Street; thence south two degrees twenty-one minutes twenty seconds west along the easterly line of west Eleventh Street; five hundred sixty-seven and sixty-four one-hundredths feet to an angle therein; thence south six degrees thirty-one minutes fifty seconds east along the easterly line of west Eleventh Street, twenty-seven and ninety-five one-hundredths feet to the northerly line of the Cuyahoga Valley Realty Company's subdivision numbered two, as recorded in volume 50 of maps, page 21, of Cuyahoga County Records; thence north eighty-three degrees twenty-eight minutes ten seconds east along the northerly line of said subdivision numbered 2, one hundred feet to the northeasterly corner thereof; thence south six degrees thirty-one minutes fifty seconds east along the easterly line of said subdivision numbered 2, three hundred fourteen and eighty-one one-hundredths feet to the northerly line of land conveyed to Mike Hlatky and Mari Hlatky by deed dated October 14, 1919, and recorded in volume 2370, page 26, of Cuyahoga County Records; thence north eighty-three degrees twenty-eight minutes ten seconds east along the northerly line of land so conveyed to Mike and Mari Hlatky, five feet to the northeasterly corner thereof; thence south six degrees thirty-one minutes fifty seconds east along the easterly line of land so conveyed to Mike and Mari Hlatky thirty-four and ninety-eight one-hundredths feet to the northerly line of land conveyed to Peter Ryba and Jadwiga Ryba by deed dated May 26, 1921, and recorded in volume 2476, page 633, of Cuyahoga County Records; thence north eighty-three degrees twenty-eight minutes ten seconds east along the northerly line of land so conveyed to Peter and Jadwiga Ryba ten feet to the northeasterly corner thereof; thence south six degrees thirty-one minutes fifty seconds east along the easterly line of land so conveyed to Peter and Jadwiga Ryba, and along the easterly line of land conveyed to Antoni Kaczor and Apollonia Kaczor by deed dated August 7, 1924, and recorded in volume 3116, page 195, of Cuyahoga County Records, eighty-one and forty-nine one-hundredths feet to the northerly line of subplot numbered 17 in the Cuyahoga Valley Realty Company's subdivision numbered 2; thence north eighty-eight degrees twenty-one minutes fifty seconds west along the northerly line of sublots numbered 17, 16, and 15 in said subdivision numbered 2, one hundred sixteen and eighteen one-hundredths feet to the easterly line of West Eleventh Street; thence south two degrees eighteen minutes forty seconds west along the easterly line of West Eleventh Street one hundred feet to the place of beginning, be the same more or less, but subject to all legal highways.

Excepting, excluding, and reserving from the above-described premises that part thereof conveyed to the city of Cleveland by warranty deed dated March 8, 1915, recorded in volume 1619 at page 67 of Cuyahoga County Deed Records, which such part of the above-described premises so conveyed to the city of Cleveland is described as follows:

Situated in the city of Cleveland, county of Cuyahoga, the State of Ohio, and known as being so much of the unallotted land of the Cuyahoga Valley Realty Company and being part of lots 71 and 86, formerly in Brooklyn Township, now in said city, and shown by deed recorded in volume 888, page 374, of Cuyahoga County Records, and

Exceptions from conveyance in Cleveland, Ohio.

of sublots 17, 18, and 19 of the Cuyahoga Valley Realty Company's subdivision numbered 2, as recorded in volume 50, page 21, of said county records, as is required for constructing and maintaining the fill and embankment for Clark Avenue southwest, to the elevations and grades hereinafter described, lying between the north line of Clark Avenue southwest and the foot of said fill and embankment, the foot of said fill and embankment being where a slope of one and one-half feet horizontal to one foot vertical, measured northerly, eastwardly, and downward from the following described line intersects the natural surface of the ground:

Beginning at a point whose elevation is about one hundred four and five-tenths feet above the city base of levels and which is about eighty feet easterly from the intersection of the north line of Clark Avenue southwest, with the northeasterly line of West Eleventh Street and three feet north at right angles to said north line; thence with the established grade of Clark Avenue southwest easterly along a line parallel to and three feet north of said north line of Clark Avenue southwest about ninety-eight feet to a point whose elevation is about one hundred one and six-tenths feet; thence south at right angles to said described line three feet to a point in the said north line of Clark Avenue southwest, whose elevation is about one hundred one and six-tenths feet above the city base of levels, said point being about one hundred and seventy-eight feet east of said intersection, containing one hundred and twenty one-thousandths acre, more or less: *Provided*, That the portion of parcel 2 located in said sublots 17, 18, and 19 shall revert to the owner of such sublots should the land of said subplot be at any time raised and maintained by means of an earth fill to the grade of the Clark Avenue viaduct and the westerly approach thereto.

Reversion to owner.

Together with all rights, reservations, privileges, and easements acquired by grantor under that certain deed from the Cuyahoga Valley Realty Company to grantor dated April 2, 1946, and recorded in volume 6064 at page 455 of Cuyahoga County Records.

Together with all rights, reservations, and privileges retained by grantor under the provisions of the "Easement for Maintenance of Water Main and Appurtenances from Reconstruction Finance Corporation to the City of Cleveland", dated August 6, 1946, a copy of which is attached hereto, made a part hereof and marked exhibit A, and grantee by the acceptance of this quitclaim deed assumes and agrees to perform all of the obligations of grantor contained in said "Easement for Maintenance of Water Main and Appurtenances from Reconstruction Finance Corporation to the City of Cleveland".

Also excepting from the first above-described premises that parcel of land conveyed by the United States to the city of Cleveland by deed dated May 27, 1948, recorded June 9, 1948, in volume 6492, page 4, of Cuyahoga Deed Records, and particularly described as follows:

Beginning at the southeasterly corner of subplot numbered 1 in Josephine L. Hartzell's subdivision, recorded in volume 15, page 37, of Cuyahoga County Map Records; thence south eighty-eight degrees eighteen minutes forty seconds east six hundred sixty-nine and ninety-three one-hundredths feet; thence north sixty-seven degrees forty-nine minutes forty seconds east four hundred twelve and five-tenths feet; thence north forty-seven degrees fifteen minutes forty-five seconds east six hundred feet; thence south eighty-seven degrees forty-four minutes fifteen seconds east three hundred feet; thence south forty-two degrees forty-four minutes fifteen seconds east three hundred feet; thence south eighty-seven degrees forty-four minutes fifteen seconds east two hundred twenty-five and seventy-five one-hundredths feet; thence south sixty degrees twenty-seven minutes forty-four seconds

east three hundred forty-one and thirty-two one-hundredths feet to the northwesterly line of Quigley Road southwest, which point is north thirty-three degrees fifty-eight minutes ten seconds east measured along said northwesterly line of Quigley Road southwest, one thousand one hundred and eighty-five feet from its intersection with the southerly line of land conveyed as aforesaid to the United States of America.

Also excepting from the first above-described premises two parcels of land described as follows:

(Parcel Numbered 1): Beginning on the easterly line of West Eleventh Street at its intersection with the southerly line of Josephine Hartzell's subdivision as recorded in volume 15, page 37, of Cuyahoga County Map Records; thence south two degrees twenty-one minutes twenty seconds west along said easterly line of West Eleventh Street five hundred sixty-seven and sixty-four one-hundredths feet to an angle point therein; thence continuing along said easterly line of West Eleventh Street south six degrees thirty-one minutes fifty seconds east twenty-seven and ninety-five one-hundredths feet to the northerly line of the Cuyahoga Valley Realty Company's subdivision numbered 2 as aforesaid; thence north eighty-three degrees twenty-eight minutes ten seconds east along the northerly line of said subdivision numbered 2, one hundred feet to the northeasterly corner thereof; thence south six degrees thirty-one minutes fifty seconds east along the easterly line of said subdivision numbered 2, three hundred fourteen and eighty-one one-hundredths feet to the northerly line of land conveyed to Mike Hlatky and Mari Hlatky by deed dated October 14, 1919, and recorded in volume 2370, page 26, of Cuyahoga County Deed Records; thence north eighty-three degrees twenty-eight minutes ten seconds east along the northerly line of land so conveyed to Mike and Mari Hlatky five feet to the northeasterly corner thereof; thence south six degrees thirty-one minutes fifty seconds east along Mike and Mari Hlatky's easterly line thirty-four and ninety-eight one-hundredths feet to the northerly line of land conveyed to Peter Ryba and J. Ryba by deed dated May 26, 1921, and recorded in volume 2476, page 633, of Cuyahoga County Deed Records; thence north eighty-three degrees twenty-eight minutes ten seconds east along said northerly line of land conveyed to Peter Ryba and J. Ryba ten feet to the northeasterly corner thereof; thence south six degrees thirty-one minutes fifty seconds east along Peter and J. Ryba's easterly line and along the easterly line of land conveyed to Antoni and A. Kaczor by deed dated August 7, 1924, and recorded in volume 3116, page 195, of Cuyahoga County Deed Records, eighty-one and forty-nine one-hundredths feet to the northerly line of said subplot numbered 17 in the Cuyahoga Valley Realty Company's subdivision numbered 2; thence north eighty-eight degrees twenty-one minutes fifty seconds west along the northerly lines of sublots numbered 17, 16, and 15 in said subdivision numbered 2, one hundred sixteen and eighteen one-hundredths feet to said easterly line of West Eleventh Street; thence south two degrees eighteen minutes forty seconds west along said easterly line of West Eleventh Street one hundred feet to the northerly line of Clark Avenue Southwest; thence south eighty-eight degrees twenty-one minutes fifty seconds east along said northerly line of Clark Avenue Southwest five hundred sixty-nine and ninety-nine one-hundredths feet to the westerly line of land conveyed to the Highway Construction Company of Ohio, Incorporated, by deed dated January 27, 1944, and recorded in volume 5657, page 522, of Cuyahoga County Deed Records; thence north one degree thirty-eight minutes ten seconds east along said westerly line and also the westerly line of land

conveyed to said Highway Construction Company of Ohio, Incorporated, by deed dated October 20, 1944, and recorded in volume 5861, page 269, of Cuyahoga County Deed Records, three hundred and ten feet to the northerly line of land conveyed to the Highway Construction Company of Ohio, Incorporated, last aforesaid; thence south eighty-eight degrees twenty-one minutes fifty seconds east along said northerly line five hundred feet; thence north one degree thirty-eight minutes ten seconds east seven hundred eighty-seven and sixty-three one-hundredths feet to an angle point; thence north forty-seven degrees fifteen minutes forty-five seconds east two hundred forty-eight and sixty-six one-hundredths feet to an angle point in land conveyed to the city of Cleveland by deed dated May 27, 1948, and recorded in volume 6492, page 4, of Cuyahoga County Deed Records; thence south sixty-seven degrees forty-nine minutes forty seconds west along the southerly line of land so conveyed to the city of Cleveland four hundred twelve and fifty one-hundredths feet to an angle point therein; thence north eighty-eight degrees eighteen minutes forty seconds west along the southerly line of land conveyed to the city of Cleveland as aforesaid and along the southerly line of Josephine Hartzell's subdivision as recorded in volume 15, page 37, of Cuyahoga County Map Records, nine hundred twenty-four and ninety-three one-hundredths feet to the place of beginning, excepting, excluding, and reserving from the above-described premises any part thereof conveyed to the city of Cleveland by deed dated March 8, 1915, and recorded in volume 1619, page 67, of Cuyahoga County Deed Records.

(Parcel Numbered 2): Situated in the city of Cleveland, county of Cuyahoga, and State of Ohio and known as being part of original Brooklyn Township lot numbered 86 and bounded and described as follows: Beginning on the easterly line of West Eleventh Street at its intersection with the southerly line of Josephine Hartzell's subdivision, as recorded in volume 15, page 37, of the Cuyahoga County Map Records; thence south eighty-eight degrees eighteen minutes forty seconds east along said southerly line of Josephine Hartzell's subdivision and along the southerly line of land conveyed to the city of Cleveland by the United States of America by deed dated May 22, 1948, and recorded in volume 6492, page 4, of Cuyahoga County Deed Records, nine hundred twenty-four and ninety-three one-hundredths feet to an angle point; thence north forty-seven degrees fifteen minutes forty-five seconds east along said southerly line of land conveyed to the city of Cleveland three hundred feet, to the principal place of beginning; thence continuing along the city of Cleveland's southerly line the following courses and distances: North forty-seven degrees fifteen minutes forty-five seconds east three hundred feet; south eighty-seven degrees forty-four minutes fifteen seconds east three hundred feet; south forty-two degrees forty-four minutes fifteen seconds east three hundred feet; thence north eighty-seven degrees forty-four minutes fifteen seconds west seven hundred twenty-four and twenty-six one-hundredths feet to the principal place of the beginning.

Wyandotte County,
Kans.

(10) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, the right to use and occupy the land hereinafter described which was acquired through condemnation proceedings in the District Court of the United States for the District of Kansas, First Division, on August 24, 1945, being a term for years commencing January 15, 1945, and ending June 30, 1946, extendible for yearly periods thereafter until June 30, 1955, at the election of the United States, in and to said lands particularly described as follows:

A tract of land situated in the county of Wyandotte, State of Kansas, within section 2, township 11 south, range 25 east, of the sixth principal meridian, being a part of the lands known as the Public Levee of Kansas City, Kansas, and land adjacent north thereof. The boundary lines of said tract are described in detail as follows:

Starting at a brass monument situated at the intersection of the center line of Jersey Creek inclosure with the center line of Minnesota Avenue extension in and across said Public Levee lands, said brass monument being known as Base Point for all surveys within said Public Levee lands; thence south seventy-five degrees thirty-six minutes forty seconds east on said center line of Jersey Creek inclosure, forty feet; thence north fourteen degrees twenty-three minutes twenty seconds east at right angles to said center line of Jersey Creek inclosure forty feet to the true point of beginning which is on the northeasterly right-of-way line for said Minnesota Avenue extension; thence by the following courses and distances: South seventy-five degrees thirty-six minutes forty seconds east five hundred thirty and eighty-five one-hundredths feet; north fourteen degrees twenty-three minutes twenty seconds east one hundred and thirty feet; south seventy-five degrees thirty-six minutes forty seconds east one hundred sixty-seven and ninety-four one-hundredths feet; north twenty-eight degrees forty-three minutes forty seconds east three hundred and seventy-one feet; north fifty-one degrees thirty-eight minutes forty seconds east one hundred eighty-two and thirty-three one-hundredths feet; thence north twenty-eight degrees forty-three minutes forty seconds east seven hundred thirty-one and four one-hundredths feet to a point on a line parallel with and thirty-one and fifty-five one-hundredths feet distant southeasterly at right angles from the center line of the Union Pacific Railroad Company's southerly ladder track produced northeasterly; thence south seventy-three degrees twenty-seven minutes twenty seconds west parallel with and thirty-one and fifty-five one-hundredths feet distant southeasterly at right angles from the center line of said southerly ladder track one thousand three hundred one and twelve one-hundredths feet, more or less, to the northeasterly right-of-way line for said Minnesota Avenue extension; thence south eleven degrees two minutes twenty seconds west along said northeasterly right-of-way line five hundred eighty and fifty-nine one-hundredths feet to an angle point thereon; thence south fourteen degrees twenty-three minutes twenty seconds west ninety-four and twenty-seven one-hundredths feet, more or less, to the true point of beginning.

Excepting and excluding therefrom the road lying upon a strip of land extending across the above-described tract thirty feet in width being fifteen feet at right angles on each side of the center line of such strip of land, said center line being parallel with and one hundred and fifteen feet distant southeasterly at right angles from the center line of said southerly ladder track and its tangent produced northeasterly; and

Excepting and excluding therefrom two strips of land which are eight and five-tenths feet in width at right angles on each side of the Union Pacific Railroad Company's running tracks numbered 3 and numbered 12 and from the switch tracks leading therefrom, all said tracks serving the buildings lying southerly from said Jersey Creek enclosure.

Containing a net area of seven hundred and fifty thousand square feet, more or less.

All bearings refer to true north.

(11) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use as a United States

Lockwood Basin,
East Boston, Mass.

quarantine station all of the Government-owned portion of the United States naval small-craft facility, also known as Lockwood Basin, East Boston, Massachusetts, comprising approximately one hundred thirty-five thousand six hundred thirty-three square feet of land, being that certain parcel of land conveyed to the United States by William J. Stober, of Boston, Massachusetts, by deed dated March 12, 1918, recorded in the office of the Register, county of Suffolk, Commonwealth of Massachusetts, and entered in book 4078, page 463; together with all buildings, structures, appurtenances located thereon, including the marine docking and berthing facility designated as pier C.

Denver, Colo.

(12) The Governor of the Farm Credit Administration is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration, as an addition to the Denver Federal Center, all of that portion of the former Denver Ordnance Plant, Denver, Colorado, together with the appurtenances and improvements located thereon, comprised of the east half of the east half of the northeast quarter and the east half of the east half of the southeast quarter of section 8, township 4 south, range 69 west, sixth principal meridian, excepting therefrom the land used for highway purposes, in the southeast corner of the southeast quarter of said section 8.

Seattle, Wash.

(13) The Secretary of the Treasury is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

A certain tract of land bounded by Fourth Avenue South, Stacy Street, Fifth Avenue South, and Lander Street, Seattle, Washington, being all of block 276A, Seattle Tidelands in Seattle, King County, Washington, which is more particularly described as follows:

(a) West one hundred and ten feet of lots 1 to 11, inclusive, block 276A, Seattle Tidelands;

(b) East ten feet of lots 1 to 11, inclusive, block 276A, Seattle Tidelands, and the adjoining west half of Fourth Place South;

(c) West one hundred eight and fifty one-hundredths feet of lots 12 to 22, inclusive, block 276A, Seattle Tidelands, and the adjoining east half of Fourth Place South;

(d) East eleven and fifty one-hundredths feet of lots 12 to 22, inclusive, block 276A, Seattle Tidelands;

(e) The easterly half of Fourth Avenue South from the centerline of Stacy Street to the centerline of Lander Street and the west half of Fifth Avenue South from the centerline of Stacy Street to the centerline of Lander Street; also, the south half of Stacy Street from easterly line of Fourth Avenue South projected to the westerly line of Fifth Avenue South projected; also the north half of Lander Street from the easterly line of Fourth Avenue South projected to the westerly line of Fifth Avenue South projected; also, together with that certain street designated as Fourth Place South from the southerly line of Stacy Street to the northerly line of Lander Street, containing six and sixty-five one-hundredths acres, more or less; subject to existing easements for public roads and highways, for public utilities, for railroads and for pipe lines in the above-described portions of Fourth Avenue South, Fifth Avenue South, Stacy Street, and Lander Street.

Luna County, N.
Mex.

(14) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

All the following-described lots or parcels of land or real estate situate, lying, and being in the county of Luna, State of New Mexico, together with the appurtenances, to wit: .

First tract: Beginning at the northeast corner of the southeast quarter of section 26, township 23 south, range 9 west, New Mexico principal meridian; running thence due south four hundred and fifty feet, more or less, to the Southern Pacific Railroad right-of-way; thence southwesterly along said right-of-way two thousand six hundred and fifty feet, more or less, to the west line of said quarter section; thence due north along said west line of said quarter section five hundred and fifty-two feet, more or less; thence due east five hundred and twelve feet; then due north two hundred eighty-four and four-twelfths feet, more or less; to the north line of said quarter section; thence along said north line of said quarter section in an easterly direction to the place of beginning.

Second tract: Beginning at a point on the southeast line of the right-of-way of the Atchison, Topeka and Santa Fe Railroad, which point is described as being three hundred ninety-six and forty-one one-hundredths feet along said right-of-way, northeasterly, from another point which is five hundred forty-seven and nine-tenths feet north and eight hundred and thirty-three feet east of the southwest corner of the northeast quarter of section 26, township 23 south, range 9 west, of New Mexico principal meridian; being the northerly corner of the premises conveyed to Wah Brothers by Charles B. Allaire and wife, by deed dated August 10, 1899, and recorded in book 37 of deeds, at pages 200-201, in the office of the County Clerk of Grant County, and transferred to book C, at pages 618-619 of the Deed Records of Luna County; thence north fifty-two degrees five minutes east along the south boundary line of the Atchison, Topeka and Santa Fe right-of-way aforesaid to the point where said boundary line intersects the north and south line separating sections 25 and 26, township 23 south, range 9 west, aforesaid; thence south along said line separating said sections 25 and 26 to a point on said line one hundred and sixty-five feet north of the east and west line connecting the centers of sections 25 and 26 aforesaid; thence north sixty-seven degrees fifteen minutes west, along the northeast boundary line of the property conveyed to Wah Brothers as aforesaid, one thousand six hundred twenty and five-tenths feet to the place of beginning; excepting and reserving from said premises one acre on which now stands a brick powder house, being the land conveyed by John A. Raithel and wife to the Safety Nitra Powder Company by a deed dated April 26, 1889, and recorded in book 28 of deeds, at pages 51-52, in the office of the County Clerk of Grant County, and transferred to book C at pages 441-442 of the Deed Records of Luna County.

Third tract: Beginning at the southeast corner of the northeast quarter of section 26, township 23 south, range 9 west, New Mexico principal meridian; running thence north approximately one hundred and sixty-five feet to a point just south of the county road; thence north sixty-seven degrees fifteen minutes west approximately one thousand five hundred and forty-five feet along the southerly line of said county road; thence south approximately seven hundred and seventy feet to a point on the south line of the northeast quarter of section 26; thence east approximately one thousand four hundred and twenty feet to the point of beginning.

Fourth tract: An easement across the land lying westerly of the above described third tract of land, for the purpose of installing a railroad spur to run into the said third tract of land, which railway spur is to come off of the Atchison, Topeka and Santa Fe Railway,

Tarrant County,
Tex.

the said railway spur to run northerly of the mill which has been constructed on the tract of land westerly of the said third tract of land; said easement to remain in full force and effect as long as said railway spur is maintained and used.

(15) The War Assets Administrator is hereby authorized and directed to transfer to the jurisdiction and control of the Federal Works Agency, without reimbursement, for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

A six and eight hundred and twenty-three one-thousandths acre tract of land lying and being in Tarrant County, Texas, particularly described as follows: Beginning at the most easterly southeast corner of a tract of land deeded to the Defense Corporation by the Globe Aircraft Corporation on the 20th day of April 1942, also recorded in volume 1530, page 357, Deed Records of Tarrant County, Texas; said beginning corner also being the southeast corner of a four and eighty-eight one-hundredths acre tract deeded to the Bennett Aircraft Corporation by John Kennedy, et ux, on the 20th day of March 1940, said deed being on record in volume 1425, page 500, Deed Records of Tarrant County, Texas:

Thence north no degrees two minutes east along its east line one hundred and twelve feet to the place of beginning of the land to be described; thence north eighty-eight degrees fifty minutes west two hundred and thirty-six feet; thence north one degree ten minutes east one hundred and fifteen feet; thence north eighty-eight degrees fifty minutes west five hundred and forty-four feet; thence north one degree ten minutes east with fence line three hundred and forty-nine feet to the center of the Saginaw-Old Denton Road; thence south eighty-eight degrees fifty minutes east with the center of said road seven hundred and seventy and eight-tenths feet, to northeast corner of said tract, same being the northeast corner of said Bennett Aircraft Corporation's four and eighty-eight one-hundredths acre tract; thence south no degrees two minutes west four hundred and sixty-four feet to the place of beginning.

(16) The Reconstruction Finance Corporation is hereby authorized to transfer to the jurisdiction and control of the Federal Works Agency for use of the Public Buildings Administration the following-described land, together with the improvements thereon:

A one hundred forty-nine and seven hundred and sixty-two one-thousandths acre tract of land lying and being in Tarrant County, Texas, particularly described as follows: Beginning at a point in the south line of the David Cook Survey in the center of Cantrell-Sansom Road, one thousand two hundred and ninety-one feet east of the southwest corner of said David Cook Survey, said point being the most southerly southeast corner of a tract of land deeded to the Reconstruction Finance Corporation by Globe Aircraft Corporation on the 27th day of June 1947, said deed being on record in volume 1925, page 463, Deed Records of Tarrant County, Texas:

Thence north one-half degree east with fence line four thousand five hundred and sixteen feet, an iron post; thence south eighty-five and one-half degrees east with fence line nine hundred and sixty-seven feet, an iron post; thence south with fence line thirty feet, an iron post; thence south eighty-five degrees east with fence line seven hundred and twenty-six feet, a stake; thence north one-half degree west one hundred and twelve feet, a stake the southeast corner of a six and eight hundred and twenty-three one-thousandths acre tract of land out of said David Cook Survey, deeded to the Defense Plant Corporation by the Globe Aircraft Corporation on the 20th day of April 1942, said deed being on record in volume 1530, page 357, Deed

Records of Tarrant County, Texas; thence north eighty-eight degrees fifty minutes west two hundred and thirty-six feet; thence north one degree ten minutes east one hundred and fifteen feet; thence north eighty-eight degrees fifty minutes west five hundred and forty-four feet; thence north one degree ten minutes east with fence line three hundred and forty-nine feet to the center of the Saginaw-Old Denton Road; thence with the center of said road north eighty-eight degrees fifty minutes west one thousand one hundred and seventy-seven feet; south eighty-four degrees no minutes west one hundred and thirty-five feet; south seventy-two degrees no minutes west eight hundred feet; thence south three-fourths degree east with fence line two thousand one hundred and ninety feet; thence west with fence line two hundred and sixteen feet; thence south one-fourth degree east with fence line two thousand and seventy-four feet, a post in the east line of the Fort Worth and Denver City Railroad right-of-way; thence south thirty-seven degrees east with said right-of-way five hundred and eighty-three feet to the center of the Cantrell-Sansom Road in the south line of the David Cook Survey; thence east with the center of said road nine hundred and forty-two feet to the place of beginning.

(17) The Reconstruction Finance Corporation is hereby authorized to transfer to the jurisdiction and control of the Federal Works Agency for use of the Public Buildings Administration the following described land, together with the improvements thereon:

Pittsburgh, Pa.

All that certain lot, piece or parcel of ground, situated in the second ward of the city of Pittsburgh, county of Allegheny and State of Pennsylvania, together with the appurtenances, bounded and described as follows, to wit: Beginning at the corner of Ninth Street (formerly Anderson Street and before that Hand Street) and Liberty Avenue; thence northerly by Ninth Street one hundred twelve and one-half feet to an alley; thence at right angles with the last line by said alley westwardly thirty-six feet eight inches to a point in a party wall; thence by a line in said party wall, parallel with Ninth Street, southwardly one hundred twelve and one-half feet to Liberty Avenue; thence eastwardly by the same avenue thirty-six feet eight inches to Ninth Street at the place of beginning.

(b) In the case of any real property transferred to the Federal Works Agency for the use of the Public Buildings Administration, pursuant to this section, by a corporation, all of the capital stock of which is owned or controlled directly or indirectly by the Government, a conveyance to the United States of America, without representation or warranty, of all right, title, and interest of such corporation therein shall be made.

SEC. 206. The Federal Works Administrator is hereby authorized to assume permanent custody and control for the use of the Public Roads Administration, without reimbursement, the property located within the area known as Vancouver Barracks, in Vancouver, Washington, consisting of two buildings numbered 689 and 698, and five and three-tenths acres, more or less, of land described as follows:

Vancouver, Wash.

Beginning at a point on the east line of West Reserve Street and the north line of East Fifth Street in the southeast quarter of section 27, township 2 north, range 1 east, Willamette meridian, in the city of Vancouver, county of Clark, State of Washington, which point is a bronze disk monument, said point being north twenty-two degrees thirty-seven minutes east, a distance of one thousand four hundred and seventy-four and seven-tenths feet; thence south eighty-three degrees ten minutes east, a distance of exactly forty-eight feet from the southeast corner of Amos Short donation land claim; thence north twenty-two degrees thirty-seven minutes east, a distance of two hundred and sixty-eight and three-tenths feet; thence south eighty-three degrees

ten minutes east, a distance of eight hundred and sixty and six-tenths feet; thence south twenty degrees seventeen minutes west, a distance of two hundred and seventy-eight and eight-tenths feet; thence north eighty-five degrees twelve minutes west, a distance of exactly seventy-three feet; thence north eighty-three degrees ten minutes west, a distance of two hundred and eighty-four and five-tenths feet; thence north sixty-eight degrees twenty-three minutes west, a distance of sixty-one and five-tenths feet; thence north eighty-three degrees ten minutes west, a distance of four hundred and fifty-one and nine-tenths feet to the point of beginning.

TITLE III—IMPROVEMENT OF EXISTING BUILDINGS

Federally owned
buildings outside D.C.

Acquisition of addi-
tional land.

Appropriation au-
thorized.
Post, p. 976.

SEC. 301. The Commissioner of Public Buildings is authorized to formulate, undertake and prosecute a program for the renovation and improvement of federally owned buildings outside the District of Columbia for which funds are not otherwise available, including appurtenances and approaches thereto, that are under the control of the Public Buildings Administration for repair and preservation: *Provided*, That where necessary or desirable in carrying out the program herein authorized, additional land may be acquired to accommodate equipment or special appliances and devices proposed to be installed or to provide working areas to accomplish the objectives sought in this title: *Provided further*, That no project, the estimated cost of which is less than \$25,000, shall be deemed to be eligible for the program authorized by this title.

SEC. 302. For carrying out the purposes of this title, including administrative, supervisory, traveling, and other expenses in connection therewith, there is hereby authorized to be appropriated the sum of \$30,000,000 to remain available until expended.

TITLE IV—MISCELLANEOUS AND GENERAL PROVISIONS

Technical or profes-
sional services.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.
41 U. S. C. § 5.
Post, p. 403.

Competition and
awards for design.

SEC. 401. (a) In addition to the authority conferred upon him by any other law the Commissioner of Public Buildings, whenever he deems it desirable or advantageous, is authorized to employ, by contract or otherwise and without regard to the Classification Act of 1923, as amended, or to the civil-service laws, rules, and regulations or to section 3709 of the Revised Statutes, the services of established architectural or other professional or technical corporations, firms, or individuals, to such extent as he may require for any public building project which the Public Buildings Administration is authorized by Congress to construct, or for any such project, funds for which are transferred by another agency to the Public Buildings Administration for construction of the project, regardless of specific legislation governing such other agency: *Provided*, That this authorization shall not apply to the employment of such corporations, firms, or individuals on a permanent basis, but their services shall be limited to the individual project for which employed: *Provided further*, That nothing contained in this section shall relieve the Commissioner of Public Buildings or any other duly authorized contracting officer of the Public Buildings Administration who shall execute a construction contract from the responsibility of interpreting such contract, of passing on the acceptability of materials and workmanship supplied pursuant to such contract, of approving changes in such contract during the construction period, of certifying vouchers for payments becoming due the contractor, or of effecting final settlement of the contract.

(b) The Commissioner of Public Buildings is hereby authorized, whenever he deems it to be in the public interest, to hold a competition for the design of any project, to stipulate the terms, scope, and the

conditions of each such competition and to make awards in pursuance thereof.

SEC. 402. The third paragraph of section 5 of the Public Buildings Act of May 25, 1926 (44 Stat. 630), as amended, is hereby deleted and the following is hereby substituted therefor:

"With respect to sites or additions to sites acquired under this Act, the Commissioner of Public Buildings is hereby authorized, in his discretion to rent, until they are needed for construction purposes, such sites or additions to sites and any improvements located thereon not reserved by the vendors, at a fair rental value and upon such terms and conditions as he may deem to be in the public interest. Such rentals may be deposited into a common fund account or accounts in the Treasury, and notwithstanding the provisions of the Act of June 30, 1932 (40 U. S. C. 303b), shall be available to pay the cost of such maintenance, repair, and alterations of any improvements located on such sites or additions to sites as is necessary to keep them in rentable condition and for the establishment of necessary reserves therefor: *Provided*, That except for such necessary reserves, as determined by the Commissioner, the unobligated balances of rentals so deposited into the Treasury shall be covered at the end of each fiscal year into miscellaneous receipts: *Provided further*, That with respect to improvements on such sites or additions to sites which are suitable for residential purposes only and the estimated annual rentals of which will not exceed \$1,200, the Commissioner may enter into leases without regard to the provisions of section 3709 of the Revised Statutes, as amended."

SEC. 403. Section 5 of the Public Buildings Act of May 25, 1926 (44 Stat. 630), is hereby amended to delete the following words which appear at the end of the last paragraph thereof: "and to charge against the total sum of \$150,000,000 hereinbefore authorized only the respective net excess cost, if any, over and above the proceeds of such sales, or providing such new sites and buildings", and after the words "miscellaneous receipts" change the comma to a period.

SEC. 404. The Federal Works Administrator, together with the Postmaster General where his office is concerned, is authorized to accept on behalf of the United States unconditional gifts of real, personal, or other property in aid of any project or function within their respective jurisdictions.

SEC. 405. The provisions of section 601 of the Economy Act, approved June 30, 1932, as amended, are hereby extended to authorize the Public Buildings Administration to furnish services in the continental United States, on the basis of full reimbursement, at the request of the State Department, to any international body with which the United States Government is affiliated.

SEC. 406. The Commissioner of Public Buildings is authorized to contract for seeding, planting, or landscaping the grounds of any public building constructed or acquired by the Public Buildings Administration in an amount not exceeding \$1,800, without reference to section 3709 of the Revised Statutes.

SEC. 407. The Commissioner of Public Buildings is authorized to procure space in the District of Columbia by lease, upon such terms and for such period, not in excess of one year, as he may deem in the public interest, for the housing of any Federal agency or agencies, except the Post Office Department, and to assign and reassign such space. As used in this section, the term "Federal Agency" means any executive department (except the Post Office Department), independent establishment, commission, board, bureau, in the executive branch, or other agency of the United States, including wholly owned Government corporations.

44 Stat. 634.
40 U. S. C. § 345.

Temporary rental of
sites and buildings.

47 Stat. 412.

41 U. S. C. § 5.
Post, p. 403.

44 Stat. 634.
40 U. S. C. § 345.

Acceptance of gifts.

Services in U. S. to
international bodies.
47 Stat. 417.
31 U. S. C. § 686.

Contract for land-
scaping, etc.

41 U. S. C. § 5.
Post, p. 403.
Procurement of
space in D. C.

"Federal Agency."

Congress St. Post
Office, Chicago, Ill.

Appropriation au-
thorized.

Report to Congress.

40 U. S. C. §§ 341-
347.
Ante, p. 199.
Renaming of build-
ings.

SEC. 408. The Federal Works Administrator is hereby authorized to enter into such agreements with the city of Chicago, Illinois, as he shall deem necessary and in the public interest, in connection with the construction by the said city of a superhighway through the Congress Street Post Office located in said city. For the purposes of this section there is hereby authorized to be appropriated such sum as shall be necessary to defray such cost, if any, which said Administrator shall determine should be borne by the United States as an incident to the construction by the said city of the superhighway through said post office.

SEC. 409. The Federal Works Administrator and the Postmaster General shall submit to the Congress promptly after the convening of each new Congress, reports showing the location and the approximate accommodations of such public building projects throughout the United States, its Territories and possessions, as they shall find eligible to be constructed in accordance with applicable statutory provisions. Such reports shall indicate the limit of cost of each project when in excess of \$200,000. When the estimated cost of a project does not exceed \$200,000 the limit of cost shall be determined by the Commissioner of Public Buildings. The report herein provided for shall supersede the report required by the Public Buildings Act of 1926 (44 Stat. 630, as amended).

SEC. 410. The Federal Works Administrator, with the approval of the Bureau of the Budget, is authorized, notwithstanding any other provision of law, to change or rechange the name or designation of any building in the custody and jurisdiction of the Federal Works Agency.

SEC. 411. All Acts and parts of Acts inconsistent or in conflict with the foregoing provisions are hereby repealed to the extent of such inconsistency or conflict.

Approved June 16, 1949.

[CHAPTER 220]

AN ACT

June 17, 1949
[H. R. 4263]
[Public Law 106]

To amend section 102 (a) of the Department of Agriculture Organic Act of 1944 to authorize the Secretary of Agriculture to carry out operations to combat the citrus blackfly, white-fringed beetle, and the Hall scale.

Department of Agri-
culture Organic Act of
1944, amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 102 (a) of the Department of Agriculture Organic Act of 1944 (Act of September 21, 1944, 58 Stat. 735; 7 U. S. C. 147a (a)) be amended by deleting the word "and" immediately following the word "borer"; by adding a comma and the words "citrus blackfly, white-fringed beetle, wheat-stem sawfly, Oriental fruitfly, and Hall scale" between the word "weevil" and the immediately following colon; and by adding the words "citrus blackfly" immediately following the comma after the word "fruitflies" in the proviso.

Approved June 17, 1949.

[CHAPTER 221]

AN ACT

June 17, 1949
[H. R. 1754]
[Public Law 107]

Providing for the suspension of annual assessment work on mining claims held by location in the United States and enlarging the liability for damages caused to stock raising and other homesteads by mining activities.

Mining claims.
Suspension of an-
nual assessment work.
30 U. S. C. § 28.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provision of section 2324 of the Revised Statutes of the United States, which requires on each mining claim located, and until a patent has been

issued therefor, not less than \$100 worth of labor to be performed or improvements aggregating such amount to be made each year, be, and the same is hereby, suspended as to all mining claims in the United States until the hour of 12 o'clock meridian of the 1st day of July 1949: *Provided*, That every claimant of any such mining claim in order to obtain the benefits of this Act shall file, or cause to be filed, in the office where the location notice or certificate is recorded, on or before 12 o'clock meridian of August 1, 1949, a notice of his desire to hold said mining claim under this Act: *Provided further*, That any labor performed or improvements made on any such mining claim during the year ending July 1, 1949, may be credited against the labor or improvements required to be performed or made for the year ending at 12 o'clock meridian on the 1st day of July 1950.

SEC. 2. Notwithstanding the provisions of any Act of Congress to the contrary, any person who hereafter prospects for, mines, or removes, by strip or open pit mining methods, any minerals from any land included in a stock raising or other homestead entry or patent, and who had been liable under such an existing Act only for damages caused thereby to the crops or improvements of the entryman or patentee, shall also be liable for any damage that may be caused to the value of the land for grazing by such prospecting for, mining, or removal of minerals. Nothing in this section shall be construed to impair any vested right in existence on the effective date of this section.

Liability for damages.

Approved June 17, 1949.

[CHAPTER 225]

AN ACT

To provide benefits for members of the reserve components of the armed forces who suffer disability or death from injuries incurred while engaged in active-duty training for periods of less than thirty days or while engaged in inactive-duty training.

June 20, 1949
[S. 213]

[Public Law 108]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of the Naval Aviation Personnel Act of 1940, as amended (U. S. C., title 34, sec. 855c-1), is amended to read as follows:

Reserve components of armed forces.

34 Stat. 864.

"SEC. 4. All officers, nurses, warrant officers, and enlisted men of the United States Naval Reserve or United States Marine Corps Reserve, who—

Disability or death benefits.

"(1) if called or ordered into active naval or military service by the Federal Government for extended naval or military service in excess of thirty days, suffer disability or death in line of duty from disease while so employed; or

"(2) if called or ordered by the Federal Government to active naval or military service or to perform active duty for training or inactive-duty training for any period of time, suffer disability or death in line of duty from injury while so employed;

shall be deemed to have been in the active naval service during such period, and they or their beneficiaries shall be in all respects entitled to receive the same pensions, compensation, death gratuity, retirement pay, hospital benefits, and pay and allowances as are now or may hereafter be provided by law or regulation for officers, warrant officers, nurses, and enlisted men of corresponding grades and length of service of the Regular Navy or Marine Corps: *Provided*, That if a person who is eligible for the benefits prescribed by this Act be also eligible for pension under the provisions of the Act of June 23, 1937 (50 Stat. 305), compensation from the Bureau of Employees' Compensation, Federal Security Agency, under the provisions of section 304 of the

38 U. S. C. note
 foll. § 739, p. 4265.

34 U. S. C. § 855c.

34 U. S. C. § 855i.

53 Stat. 557.
10 U. S. C. § 456.
Army or Air Force.

Naval Reserve Act of 1938 (52 Stat. 1181) or retired pay under the provision of section 310 of the Naval Reserve Act of 1938 (52 Stat. 1183), he shall elect which benefit he shall receive."

SEC. 2. The last proviso to section 5 of the Act entitled "An Act to provide more effectively for the national defense by carrying out the recommendations of the President in his message of January 12, 1939, to the Congress", approved April 3, 1939, as amended, is amended to read as follows: "*Provided further*, That all officers, warrant officers, and enlisted men of the Army of the United States, or the Air Force of the United States, other than the officers and enlisted men of the Regular Army, or the Regular Air Force who—

"(1) if called or ordered into the active military service by the Federal Government for extended military service in excess of thirty days suffer disability or death in line of duty from disease while so employed; or

"(2) if called or ordered by the Federal Government to active military service or to perform active duty for training or inactive-duty training for any period of time, suffer disability or death in line of duty from injury while so employed,

shall be deemed to have been in the active military service during such period and shall be in all respects entitled to receive the same pensions, compensation, death gratuity, retirement pay, hospital benefits, and pay and allowances as are now or may hereafter be provided by law or regulation for officers and enlisted men of corresponding grades and length of service of the Regular Army or the Regular Air Force."

National Guard.

SEC. 3. All officers, warrant officers, and enlisted men of the National Guard of the United States, both ground and air, the federally recognized National Guard of the several States, Territories, and the District of Columbia—

(1) if engaged for periods in excess of thirty days in any type of training or active duty under sections 5, 81, 92, 94, 97, or 99 of the National Defense Act, as amended, suffer disability or death in line of duty from disease while so engaged; or

(2) if engaged for any period of time in any type of training or active duty under such sections of the National Defense Act, as amended, suffer disability or death in line of duty from injury while so employed,

shall be in all respects entitled to receive the same pensions, compensation, death gratuity, retirement pay, hospital benefits, and pay and allowances as are now or may hereafter be provided by law or regulation for officers and enlisted men of corresponding grades and length of service of the Regular Army.

Effective date.

SEC. 4. The provisions of this Act shall be effective from August 14, 1945, but no back pay, pension, compensation, death gratuity, or retirement pay shall be held to have accrued as the result of the enactment of this Act for any period prior to such date: *Provided*, That in the case of persons electing to receive the benefits of this Act, the amount of any monetary benefits received for any period subsequent to August 14, 1945, under any provisions of law providing benefits for disability or death incident to the service described in sections 1, 2, and 3 of this Act, shall be deducted from the monetary benefits provided for herein.

Prior benefits.

SEC. 5. Nothing contained in this Act shall be construed to deprive any person of any benefits to which he was entitled prior to its enactment.

Appropriation authorized.

SEC. 6. There is hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved June 20, 1949.

39 Stat. 167, 203,
206, 207.
10 U. S. C. §§ 4,
22-25, 32-36, 38; 32
U. S. C. §§ 62-66,
144-146, 171-176; Supp.
II, § 62.

[CHAPTER 226]

AN ACT

To provide for the reorganization of Government agencies, and for other purposes.

June 20, 1949
[H. R. 2361]
[Public Law 109]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I

SHORT TITLE

SECTION 1. This Act may be cited as the "Reorganization Act of 1949".

Reorganization Act
of 1949.

NEED FOR REORGANIZATIONS

SEC. 2. (a) The President shall examine and from time to time reexamine the organization of all agencies of the Government and shall determine what changes therein are necessary to accomplish the following purposes:

(1) to promote the better execution of the laws, the more effective management of the executive branch of the Government and of its agencies and functions, and the expeditious administration of the public business;

(2) to reduce expenditures and promote economy, to the fullest extent consistent with the efficient operation of the Government;

(3) to increase the efficiency of the operations of the Government to the fullest extent practicable;

(4) to group, coordinate, and consolidate agencies and functions of the Government, as nearly as may be, according to major purposes;

(5) to reduce the number of agencies by consolidating those having similar functions under a single head, and to abolish such agencies or functions thereof as may not be necessary for the efficient conduct of the Government; and

(6) to eliminate overlapping and duplication of effort.

(b) The Congress declares that the public interest demands the carrying out of the purposes specified in subsection (a) and that such purposes may be accomplished in great measure by proceeding under the provisions of this Act, and can be accomplished more speedily thereby than by the enactment of specific legislation.

REORGANIZATION PLANS

SEC. 3. Whenever the President, after investigation, finds that—

Findings by the
President.

(1) the transfer of the whole or any part of any agency, or of the whole or any part of the functions thereof, to the jurisdiction and control of any other agency; or

(2) the abolition of all or any part of the functions of any agency; or

(3) the consolidation or coordination of the whole or any part of any agency, or of the whole or any part of the functions thereof, with the whole or any part of any other agency or the functions thereof; or

(4) the consolidation or coordination of any part of any agency or the functions thereof with any other part of the same agency or the functions thereof; or

(5) the authorization of any officer to delegate any of his functions; or

Preparation and
transmittal of plans to
Congress.

Specification of stat-
utory authority.

(6) the abolition of the whole or any part of any agency which agency or part does not have, or upon the taking effect of the reorganization plan will not have any functions, is necessary to accomplish one or more of the purposes of section 2 (a), he shall prepare a reorganization plan for the making of the reorganizations as to which he has made findings and which he includes in the plan, and transmit such plan (bearing an identifying number) to the Congress, together with a declaration that, with respect to each reorganization included in the plan, he has found that such reorganization is necessary to accomplish one or more of the purposes of section 2 (a). The delivery to both Houses shall be on the same day and shall be made to each House while it is in session. The President, in his message transmitting a reorganization plan, shall specify with respect to each abolition of a function included in the plan the statutory authority for the exercise of such function, and shall specify the reduction of expenditures (itemized so far as practicable) which it is probable will be brought about by the taking effect of the reorganizations included in the plan.

OTHER CONTENTS OF PLANS

SEC. 4. Any reorganization plan transmitted by the President under section 3—

Appointment and
compensation of cer-
tain officers.

(1) shall change, in such cases as he deems necessary, the name of any agency affected by a reorganization, and the title of its head; and shall designate the name of any agency resulting from a reorganization and the title of its head;

(2) may include provisions for the appointment and compensation of the head and one or more other officers of any agency (including an agency resulting from a consolidation or other type of reorganization) if the President finds, and in his message transmitting the plan declares, that by reason of a reorganization made by the plan such provisions are necessary. The head so provided for may be an individual or may be a commission or board with two or more members. In the case of any such appointment the term of office shall not be fixed at more than four years, the compensation shall not be at a rate in excess of that found by the President to prevail in respect of comparable officers in the executive branch, and, if the appointment is not under the classified civil service, it shall be by the President, by and with the advice and consent of the Senate, except that, in the case of any officer of the municipal government of the District of Columbia, it may be by the Board of Commissioners or other body or officer of such government designated in the plan;

Transfer of records,
etc.

(3) shall make provision for the transfer or other disposition of the records, property, and personnel affected by any reorganization;

Transfer of funds,
etc.

(4) shall make provision for the transfer of such unexpended balances of appropriations, and of other funds, available for use in connection with any function or agency affected by a reorganization, as he deems necessary by reason of the reorganization for use in connection with the functions affected by the reorganization, or for the use of the agency which shall have such have such functions after the reorganization plan is effective, but such unexpended balances so transferred shall be used only for the purposes for which such appropriation was originally made;

Abolished agency.

(5) shall make provision for terminating the affairs of any agency abolished.

LIMITATIONS ON POWERS WITH RESPECT TO REORGANIZATIONS

SEC. 5. (a) No reorganization plan shall provide for, and no reorganization under this Act shall have the effect of—

(1) abolishing or transferring an executive department or all the functions thereof or consolidating any two or more executive departments or all the functions thereof; or

(2) continuing any agency beyond the period authorized by law for its existence or beyond the time when it would have terminated if the reorganization had not been made; or

(3) continuing any function beyond the period authorized by law for its exercise, or beyond the time when it would have terminated if the reorganization had not been made; or

(4) authorizing any agency to exercise any function which is not expressly authorized by law at the time the plan is transmitted to the Congress; or

(5) increasing the term of any office beyond that provided by law for such office; or

(6) transferring to or consolidating with any other agency the municipal government of the District of Columbia or all those functions thereof which are subject to this Act, or abolishing said government or all said functions.

(b) No provision contained in a reorganization plan shall take effect unless the plan is transmitted to the Congress before April 1, 1953.

Time limitation for transmittal to Congress.

TAKING EFFECT OF REORGANIZATIONS

SEC. 6. (a) Except as may be otherwise provided pursuant to subsection (c) of this section, the provisions of the reorganization plan shall take effect upon the expiration of the first period of sixty calendar days, of continuous session of the Congress, following the date on which the plan is transmitted to it; but only if, between the date of transmittal and the expiration of such sixty-day period there has not been passed by either of the two Houses, by the affirmative vote of a majority of the authorized membership of that House, a resolution stating in substance that that House does not favor the reorganization plan.

Effective date.

(b) For the purposes of subsection (a)—

(1) continuity of session shall be considered as broken only by an adjournment of the Congress sine die; but

(2) in the computation of the sixty-day period there shall be excluded the days on which either House is not in session because of an adjournment of more than three days to a day certain.

(c) Any provision of the plan may, under provisions contained in the plan, be made operative at a time later than the date on which the plan shall otherwise take effect.

DEFINITION OF "AGENCY"

SEC. 7. When used in this Act, the term "agency" means any executive department, commission, council, independent establishment, Government corporation, board, bureau, division, service, office, officer, authority, administration, or other establishment, in the executive branch of the Government, and means also any and all parts of the municipal government of the District of Columbia except the courts thereof. Such term does not include the Comptroller General of the United States or the General Accounting Office, which are a part of the legislative branch of the Government.

MATTERS DEEMED TO BE REORGANIZATIONS

"Reorganization."

SEC. 8. For the purposes of this Act the term "reorganization" means any transfer, consolidation, coordination, authorization, or abolition, referred to in section 3.

SAVING PROVISIONS

SEC. 9. (a) (1) Any statute enacted, and any regulation or other action made, prescribed, issued, granted, or performed in respect of or by any agency or function affected by a reorganization under the provisions of this Act, before the effective date of such reorganization, shall, except to the extent rescinded, modified, superseded, or made inapplicable by or under authority of law or by the abolition of a function, have the same effect as if such reorganization had not been made; but where any such statute, regulation, or other action has vested the function in the agency from which it is removed under the plan, such function shall, insofar as it is to be exercised after the plan becomes effective, be considered as vested in the agency under which the function is placed by the plan.

"Regulation or other action."

(2) As used in paragraph (1) of this subsection the term "regulation or other action" means any regulation, rule, order, policy, determination, directive, authorization, permit, privilege, requirement, designation, or other action.

Suits, proceedings, etc.

(b) No suit, action, or other proceeding lawfully commenced by or against the head of any agency or other officer of the United States, in his official capacity or in relation to the discharge of his official duties, shall abate by reason of the taking effect of any reorganization plan under the provisions of this Act, but the court may, on motion or supplemental petition filed at any time within twelve months after such reorganization plan takes effect, showing a necessity for a survival of such suit, action, or other proceeding to obtain a settlement of the questions involved, allow the same to be maintained by or against the successor of such head or officer under the reorganization effected by such plan or, if there be no such successor, against such agency or officer as the President shall designate.

UNEXPENDED APPROPRIATIONS

SEC. 10. The appropriations or portions of appropriations unexpended by reason of the operation of this Act shall not be used for any purpose, but shall be impounded and returned to the Treasury.

PRINTING OF REORGANIZATION PLANS

SEC. 11. Each reorganization plan which shall take effect shall be printed in the Statutes at Large in the same volume as the public laws, and shall be printed in the Federal Register.

TITLE II

Congressional rules for consideration of plans.

SEC. 201. The following sections of this title are enacted by the Congress:

Post, p. 207.

(a) As an exercise of the rule-making power of the Senate and the House of Representatives, respectively, and as such they shall be considered as part of the rules of each House, respectively, but applicable only with respect to the procedure to be followed in such House in the case of resolutions (as defined in section 202); and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and

Modification.

(b) With full recognition of the constitutional right of either

House to change such rules (so far as relating to the procedure in such House) at any time, in the same manner and to the same extent as in the case of any other rule of such House.

SEC. 202. As used in this title, the term "resolution" means only a resolution of either of the two Houses of Congress, the matter after the resolving clause of which is as follows: "That the ——— does not favor the reorganization plan numbered — transmitted to Congress by the President on ———, 19—.", the first blank space therein being filled with the name of the resolving House and the other blank spaces therein being appropriately filled; and does not include a resolution which specifies more than one reorganization plan.

SEC. 203. A resolution with respect to a reorganization plan shall be referred to a committee (and all resolutions with respect to the same plan shall be referred to the same committee) by the President of the Senate or the Speaker of the House of Representatives, as the case may be.

SEC. 204. (a) If the committee to which has been referred a resolution with respect to a reorganization plan has not reported it before the expiration of ten calendar days after its introduction, it shall then (but not before) be in order to move either to discharge the committee from further consideration of such resolution, or to discharge the committee from further consideration of any other resolution with respect to such reorganization plan which has been referred to the committee.

(b) Such motion may be made only by a person favoring the resolution, shall be highly privileged (except that it may not be made after the committee has reported a resolution with respect to the same reorganization plan), and debate thereon shall be limited to not to exceed one hour, to be equally divided between those favoring and those opposing the resolution. No amendment to such motion shall be in order, and it shall not be in order to move to reconsider the vote by which such motion is agreed to or disagreed to.

(c) If the motion to discharge is agreed to or disagreed to, such motion may not be renewed, nor may another motion to discharge the committee be made with respect to any other resolution with respect to the same reorganization plan.

SEC. 205. (a) When the committee has reported, or has been discharged from further consideration of, a resolution with respect to a reorganization plan, it shall at any time thereafter be in order (even though a previous motion to the same effect has been disagreed to) to move to proceed to the consideration of such resolution. Such motion shall be highly privileged and shall not be debatable. No amendment to such motion shall be in order and it shall not be in order to move to reconsider the vote by which such motion is agreed to or disagreed to.

(b) Debate on the resolution shall be limited to not to exceed ten hours, which shall be equally divided between those favoring and those opposing the resolution. A motion further to limit debate shall not be debatable. No amendment to, or motion to recommit, the resolution shall be in order, and it shall not be in order to move to reconsider the vote by which the resolution is agreed to or disagreed to.

SEC. 206. (a) All motions to postpone, made with respect to the discharge from committee, or the consideration of, a resolution with respect to a reorganization plan, and all motions to proceed to the consideration of other business, shall be decided without debate.

(b) All appeals from the decisions of the Chair relating to the application of the rules of the Senate or the House of Representatives, as the case may be, to the procedure relating to a resolution with respect to a reorganization plan shall be decided without debate.

Approved June 20, 1949.

"Resolution."

Reference of resolution to committee.

Discharge of committee.

Status of motion.

Procedure for consideration of resolution.

Motions to postpone.

Appeals from decisions of Chair.

[CHAPTER 227]

AN ACT

June 20, 1949
[H. R. 2663]
[Public Law 110]

To provide for the administration of the Central Intelligence Agency, established pursuant to section 102, National Security Act of 1947, and for other purposes.

Central Intelligence
Agency Act of 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

DEFINITIONS

"Agency."
"Director."
"Government
agency."

SECTION 1. That when used in this Act, the term—

(a) "Agency" means the Central Intelligence Agency;
(b) "Director" means the Director of Central Intelligence;
(c) "Government agency" means any executive department, commission, council, independent establishment, corporation wholly or partly owned by the United States which is an instrumentality of the United States, board, bureau, division, service, office, officer, authority, administration, or other establishment, in the executive branch of the Government; and

"Continental United States."

(d) "Continental United States" means the States and the District of Columbia.

SEAL OF OFFICE

SEC. 2. The Director of Central Intelligence shall cause a seal of office to be made for the Central Intelligence Agency, of such design as the President shall approve, and judicial notice shall be taken thereof.

PROCUREMENT AUTHORITIES

62 Stat. 21-24, 25.
41 U. S. C., Supp.
II, §§ 151 (c), 152-155,
159.
"Agency head."

SEC. 3. (a) In the performance of its functions the Central Intelligence Agency is authorized to exercise the authorities contained in sections 2 (c) (1), (2), (3), (4), (5), (6), (10), (12), (15), (17), and sections 3, 4, 5, 6, and 10 of the Armed Services Procurement Act of 1947 (Public Law 413, Eightieth Congress, second session).

(b) In the exercise of the authorities granted in subsection (a) of this section, the term "Agency head" shall mean the Director, the Deputy Director, or the Executive of the Agency.

Delegation of powers.

(c) The determinations and decisions provided in subsection (a) of this section to be made by the Agency head may be made with respect to individual purchases and contracts or with respect to classes of purchases or contracts, and shall be final. Except as provided in subsection (d) of this section, the Agency head is authorized to delegate his powers provided in this section, including the making of such determinations and decisions, in his discretion and subject to his direction, to any other officer or officers or officials of the Agency.

62 Stat. 21, 22, 23.
41 U. S. C., Supp.
II, §§ 151 (c) (12), (15),
154 (a).

(d) The power of the Agency head to make the determinations or decisions specified in paragraphs (12) and (15) of section 2 (c) and section 5 (a) of the Armed Services Procurement Act of 1947 shall not be delegable. Each determination or decision required by paragraphs (12) and (15) of section 2 (c), by section 4 or by section 5 (a) of the Armed Services Procurement Act of 1947, shall be based upon written findings made by the official making such determinations, which findings shall be final and shall be available within the Agency for a period of at least six years following the date of the determination.

EDUCATION AND TRAINING

SEC. 4. (a) Any officer or employee of the Agency may be assigned or detailed for special instruction, research, or training, at or with domestic or foreign public or private institutions; trade, labor, agricultural, or scientific associations; courses or training programs under the National Military Establishment; or commercial firms.

(b) The Agency shall, under such regulations as the Director may prescribe, pay the tuition and other expenses of officers and employees of the Agency assigned or detailed in accordance with provisions of subsection (a) of this section, in addition to the pay and allowances to which such officers and employees may be otherwise entitled.

Tuition, etc.

TRAVEL, ALLOWANCES, AND RELATED EXPENSES

SEC. 5. (a) Under such regulations as the Director may prescribe, the Agency, with respect to its officers and employees assigned to permanent-duty stations outside the continental United States, its territories, and possessions, shall—

(1) (A) pay the travel expenses of officers and employees of the Agency including expenses incurred while traveling pursuant to orders issued by the Director in accordance with the provisions of section 5 (a) (3) with regard to the granting of home leave;

Travel expenses.

(B) pay the travel expenses of members of the family of an officer or employee of the Agency when proceeding to or returning from his post of duty; accompanying him on authorized home leave; or otherwise traveling in accordance with authority granted pursuant to the terms of this or any other Act;

(C) pay the cost of transporting the furniture and household and personal effects of an officer or employee of the Agency to his successive posts of duty and, on the termination of his services, to his residence at time of appointment or to a point not more distant, or, upon retirement, to the place where he will reside;

Transportation of household and personal effects.

(D) pay the cost of storing the furniture and household and personal effects of an officer or employee of the Agency who is absent under orders from his usual post of duty, or who is assigned to a post to which, because of emergency conditions, he cannot take or at which he is unable to use, his furniture and household and personal effects;

Storage.

(E) pay the cost of storing the furniture and household and personal effects of an officer or employee of the Agency on first arrival at a post for a period not in excess of three months after such first arrival at such post or until the establishment of residence quarters, whichever shall be shorter;

(F) pay the travel expenses and transportation costs incident to the removal of the members of the family of an officer or employee of the Agency and his furniture and household and personal effects, including automobiles, from a post at which, because of the prevalence of disturbed conditions, there is imminent danger to life and property, and the return of such persons, furniture, and effects to such post upon the cessation of such conditions; or to such other post as may in the meantime have become the post to which such officer or employee has been assigned.

Removal from dangerous post, etc.

(2) Charge expenses in connection with travel of personnel, their dependents, and transportation of their household goods and personal effects, involving a change of permanent station, to the appropriation for the fiscal year current when any part of either the travel or transportation pertaining to the transfer begins pursuant to previously issued travel and transfer orders, notwithstanding the fact that such travel or transportation may not all be effected during such fiscal year, or the travel and transfer orders may have been issued during the prior fiscal year.

Change of permanent station.

(3) (A) Order to the United States or its Territories and possessions on leave provided for in 5 U. S. C. 30, 30a, 30b, or as such sections may hereafter be amended, every officer and employee of the agency who was a resident of the United States or its Territories and possessions at time of employment, upon completion of two years' continuous service abroad, or as soon as

Return to U. S. on leave.
27 Stat. 715; 47 Stat. 407; 49 Stat. 1161.
5 U. S. C., Supp. II, § 30b note.

possible thereafter: *Provided*, That such officer or employee has accrued to his credit at the time of such order, annual leave sufficient to carry him in a pay status while in the United States for at least a thirty-day period.

(B) While in the continental United States on leave, the service of any officer or employee shall not be available for work or duties except in the agency or for training or for reorientation for work; and the time of such work or duty shall not be counted as leave.

(C) Where an officer or employee on leave returns to the United States or its Territories and possessions, leave of absence granted shall be exclusive of the time actually and necessarily occupied in going to and from the United States or its Territories and possessions, and such time as may be necessarily occupied in awaiting transportation.

Transportation of automobiles.

(4) Notwithstanding the provisions of any other law, transport for or on behalf of an officer or employee of the Agency, a privately owned automobile in any case where it shall be determined that water, rail, or air transportation of the automobile is necessary or expedient for any part or of all the distance between points of origin and destination, and pay the costs of such transportation.

Illness or injury.

(5) (A) In the event of illness or injury requiring the hospitalization of an officer or full time employee of the Agency, not the result of vicious habits, intemperance, or misconduct on his part, incurred while on assignment abroad, in a locality where there does not exist a suitable hospital or clinic, pay the travel expenses of such officer or employee by whatever means he shall deem appropriate and without regard to the Standardized Government Travel Regulations and section 10 of the Act of March 3, 1933 (47 Stat. 1516; 5 U. S. C. 73b), to the nearest locality where a suitable hospital or clinic exists and on his recovery pay for the travel expenses of his return to his post of duty. If the officer or employee is too ill to travel unattended, the Director may also pay the travel expenses of an attendant;

First-aid station.

(B) Establish a first-aid station and provide for the services of a nurse at a post at which, in his opinion, sufficient personnel is employed to warrant such a station: *Provided*, That, in his opinion, it is not feasible to utilize an existing facility;

Hospital expenses.

(C) In the event of illness or injury requiring hospitalization of an officer or full time employee of the Agency, not the result of vicious habits, intemperance, or misconduct on his part, incurred in the line of duty while such person is assigned abroad, pay for the cost of the treatment of such illness or injury at a suitable hospital or clinic;

Physical examination.

(D) Provide for the periodic physical examination of officers and employees of the Agency and for the cost of administering inoculations or vaccinations to such officers or employees.

Officer or employee dying abroad.

(6) Pay the costs of preparing and transporting the remains of an officer or employee of the Agency or a member of his family who may die while in travel status or abroad, to his home or official station, or to such other place as the Director may determine to be the appropriate place of interment, provided that in no case shall the expense payable be greater than the amount which would have been payable had the destination been the home or official station.

Travel, etc., of new appointees.

(7) Pay the costs of travel of new appointees and their dependents, and the transportation of their household goods and personal effects, from places of actual residence in foreign countries at time of appointment to places of employment and return to

their actual residences at the time of appointment or a point not more distant: *Provided*, That such appointees agree in writing to remain with the United States Government for a period of not less than twelve months from the time of appointment.

Violation of such agreement for personal convenience of an employee or because of separation for misconduct will bar such return payments and, if determined by the Director or his designee to be in the best interests of the United States, any money expended by the United States on account of such travel and transportation shall be considered as a debt due by the individual concerned to the United States.

(b) In accordance with such regulations as the President may prescribe and notwithstanding the provisions of section 1765 of the Revised Statutes (5 U. S. C. 70), the Director is authorized to grant to any officer or employee of the Agency allowances in accordance with the provisions of section 901 (1) and 901 (2) of the Foreign Service Act of 1946.

Allowances.

60 Stat. 1025, 1026.
22 U. S. C. § 1131
(1), (2).

GENERAL AUTHORITIES

SEC. 6. In the performance of its functions, the Central Intelligence Agency is authorized to—

(a) Transfer to and receive from other Government agencies such sums as may be approved by the Bureau of the Budget, for the performance of any of the functions or activities authorized under sections 102 and 303 of the National Security Act of 1947 (Public Law 253, Eightieth Congress), and any other Government agency is authorized to transfer to or receive from the Agency such sums without regard to any provisions of law limiting or prohibiting transfers between appropriations. Sums transferred to the Agency in accordance with this paragraph may be expended for the purposes and under the authority of this Act without regard to limitations of appropriations from which transferred;

Transfer of funds.

61 Stat. 497, 507.
50 U. S. C., Supp.
II, §§ 403, 405; 5 U. S.
C., Supp. II, § 171j.
Post, p. 585.

(b) Exchange funds without regard to section 3651 Revised Statutes (31 U. S. C. 543);

(c) Reimburse other Government agencies for services of personnel assigned to the Agency, and such other Government agencies are hereby authorized, without regard to provisions of law to the contrary, so to assign or detail any officer or employee for duty with the Agency;

Detail of employees
from other agencies.

(d) Authorize couriers and guards designated by the Director to carry firearms when engaged in transportation of confidential documents and materials affecting the national defense and security;

(e) Make alterations, improvements, and repairs on premises rented by the Agency, and pay rent therefor without regard to limitations on expenditures contained in the Act of June 30, 1932, as amended: *Provided*, That in each case the Director shall certify that exception from such limitations is necessary to the successful performance of the Agency's functions or to the security of its activities.

Repairs, etc., on
rented property.

47 Stat. 382, 412.
40 U. S. C. § 278a.

SEC. 7. In the interests of the security of the foreign intelligence activities of the United States and in order further to implement the proviso of section 102 (d) (3) of the National Security Act of 1947 (Public Law 253, Eightieth Congress, first session) that the Director of Central Intelligence shall be responsible for protecting intelligence sources and methods from unauthorized disclosure, the Agency shall be exempted from the provisions of sections 1 and 2, chapter 795 of the Act of August 28, 1935 (49 Stat. 956, 957; 5 U. S. C. 654), and the provisions of any other law which require the publication or disclosure of the organization, functions, names, official titles, salaries, or numbers of personnel employed by the Agency: *Provided*, That in furtherance of this section, the Director of the Bureau of the Budget shall make no reports to the Congress in connection with the Agency

Exemption from
publication of certain
data.

61 Stat. 498.
50 U. S. C., Supp.
II, § 403 (d) (3).

59 Stat. 304.

Entry of certain
aliens into U. S.

under section 607, title VI, chapter 212 of the Act of June 30, 1945, as amended (5 U. S. C. 947 (b)).

Limitation on num-
ber.Professional and
scientific personnel.

Compensation.

SEC. 8. Whenever the Director, the Attorney General, and the Commissioner of Immigration shall determine that the entry of a particular alien into the United States for permanent residence is in the interest of national security or essential to the furtherance of the national intelligence mission, such alien and his immediate family shall be given entry into the United States for permanent residence without regard to their inadmissibility under the immigration or any other laws and regulations, or to the failure to comply with such laws and regulations pertaining to admissibility: *Provided*, That the number of aliens and members of their immediate families entering the United States under the authority of this section shall in no case exceed one hundred persons in any one fiscal year.

SEC. 9. The Director is authorized to establish and fix the compensation for not more than three positions in the professional and scientific field, within the Agency, each such position being established to effectuate those scientific intelligence functions relating to national security, which require the services of specially qualified scientific or professional personnel: *Provided*, That the rates of compensation for positions established pursuant to the provisions of this section shall not be less than \$10,000 per annum nor more than \$15,000 per annum, and shall be subject to the approval of the Civil Service Commission.

APPROPRIATIONS

SEC. 10. (a) Notwithstanding any other provisions of law, sums made available to the Agency by appropriation or otherwise may be expended for purposes necessary to carry out its functions, including—

60 Stat. 903.

6 U. S. C., Supp.
II, § 14.

(1) personal services, including personal services without regard to limitations on types of persons to be employed, and rent at the seat of government and elsewhere; health-service program as authorized by law (5 U. S. C. 150); rental of news-reporting services; purchase or rental and operation of photographic, reproduction, cryptographic, duplication and printing machines, equipment and devices, and radio-receiving and radio-sending equipment and devices, including telegraph and teletype equipment; purchase, maintenance, operation, repair, and hire of passenger motor vehicles, and aircraft, and vessels of all kinds; subject to policies established by the Director, transportation of officers and employees of the Agency in Government-owned automotive equipment between their domiciles and places of employment, where such personnel are engaged in work which makes such transportation necessary, and transportation in such equipment, to and from school, of children of Agency personnel who have quarters for themselves and their families at isolated stations outside the continental United States where adequate public or private transportation is not available; printing and binding; purchase, maintenance, and cleaning of firearms, including purchase, storage, and maintenance of ammunition; subject to policies established by the Director, expenses of travel in connection with, and expenses incident to attendance at meetings of professional, technical, scientific, and other similar organizations when such attendance would be a benefit in the conduct of the work of the Agency; association and library dues; payment of premiums or costs of surety bonds for officers or employees without regard to the provisions of 61 Stat. 646; 6 U. S. C. 14; payment of claims pursuant to 28 U. S. C.; acquisition of necessary land and the clearing of such land; construction of buildings and facilities without regard to 36 Stat. 699; 40 U. S. C. 259, 267; repair, rental, operation, and

maintenance of buildings, utilities, facilities, and appurtenances; and

(2) supplies, equipment, and personnel and contractual services otherwise authorized by law and regulations, when approved by the Director.

(b) The sums made available to the Agency may be expended without regard to the provisions of law and regulations relating to the expenditure of Government funds; and for objects of a confidential, extraordinary, or emergency nature, such expenditures to be accounted for solely on the certificate of the Director and every such certificate shall be deemed a sufficient voucher for the amount therein certified.

SEPARABILITY OF PROVISIONS

SEC. 11. If any provision of this Act, or the application of such provision to any person or circumstances, is held invalid, the remainder of this Act or the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

SHORT TITLE

SEC. 12. This Act may be cited as the "Central Intelligence Agency Act of 1949".

Approved June 20, 1949.

[CHAPTER 228]

AN ACT

To amend section 16-415 of the Code of Laws of the District of Columbia, to provide for the enforcement of court orders for the payment of temporary and permanent maintenance in the same manner as directed to enforce orders for permanent alimony.

June 20, 1949
[S. 1125]
[Public Law 111]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of March 3, 1901 (31 Stat. 1346, ch. 854, sec. 980), otherwise known as section 16-415 of the Code of Laws of the District of Columbia, 1940 edition, is amended to read as follows:

D. C. Code, amendment.

"Whenever any husband shall fail or refuse to maintain his wife and minor children, if any, although able so to do, the court, on application of the wife, pendente lite and permanently, may decree that he shall pay her, periodically, such sums as would be allowed to her as pendente lite or permanent alimony in case of divorce for the maintenance of herself and the minor children, if any, committed to her care by the court, and the payment thereof may be enforced in the same manner as directed in regard to the payment of permanent alimony."

Maintenance of wife and minor children.

Approved June 20, 1949.

[CHAPTER 229]

AN ACT

To amend section 16-418 of the Code of Laws of the District of Columbia, to provide that an attorney be appointed by the court to defend all uncontested annulment cases.

June 20, 1949
[S. 1133]
[Public Law 112]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of March 3, 1901 (31 Stat. 1347, ch. 854, sec. 982), otherwise known as section 16-418 of the Code of Laws of the District of Columbia, 1940 edition, is amended to read as follows:

D. C. Code, amendment.

"In all uncontested divorce or annulment cases, and in any other divorce or annulment case where the court may deem it necessary

Attorney in uncontested divorce or annulment cases.

or proper, a disinterested attorney shall be assigned by the court to enter his appearance for the defendant and actively defend the cause, and such attorney shall receive such compensation for his services as the court may determine to be proper, such compensation to be paid by the parties as the court may direct."

Approved June 20, 1949.

[CHAPTER 230]

AN ACT

June 20, 1949
[S. 1134]
[Public Law 113]

To amend section 13-108 of the Code of Laws of the District of Columbia to provide for constructive service by publication in annulment actions.

D. C. Code, amend-
ment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of section 105 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901 (31 Stat. 1206, ch. 854), as amended (sec. 13-108, D. of C. Code, 1940 edition), is amended to read as follows:

Substitution of pub-
lication for personal
service of process.

"Publication may be substituted for personal service of process upon any defendant who cannot be found and who is shown by affidavit to be a nonresident, or to have been absent from the District for at least six months, or against the unknown heirs or devisees of deceased persons, in suits for partition, divorce, annulment, by attachment, foreclosure or mortgages and deeds of trust, the establishment of title to real estate by possession, the enforcement of mechanics' liens, and all other liens against real or personal property within the District, and in all actions at law and in equity which have for their immediate object the enforcement or establishment of any lawful right, claim, or demand to or against any real or personal property within the jurisdiction of the court."

Approved June 20, 1949.

[CHAPTER 231]

AN ACT

June 20, 1949
[S. 1557]
[Public Law 114]

To provide for the appointment of an additional judge for the juvenile court of the District of Columbia.

Juvenile Court, D. C.
Appointment of ad-
ditional judge.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to appoint, by and with the consent of the Senate, for a term of six years, or until his successor is appointed and confirmed, one additional judge for the juvenile court of the District of Columbia, who shall at the time of appointment be a resident of the District of Columbia. The position occupied by the present judge of said juvenile court shall be abolished when a vacancy shall occur in said position or at the expiration of the present six-year term of said judge, whichever shall first occur.

Approved June 20, 1949.

[CHAPTER 232]

AN ACT

June 21, 1949
[H. R. 3754]
[Public Law 115]

Providing for the temporary deferment in certain unavoidable contingencies of annual assessment work on mining claims held by location in the United States, and enlarging the liability for damages caused to stock raising and other homesteads by mining activities.

Mining claims.
Deferment of an-
nual assessment work.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the performance of not less than \$100 worth of labor or the making of improvements aggregating such amount, which labor or improvements are

required under the provisions of section 2324 of the Revised Statutes of the United States to be made during each year, may be deferred by the Secretary of the Interior as to any mining claim or group of claims in the United States upon the submission by the claimant of evidence satisfactory to the Secretary that such mining claim or group of claims is surrounded by lands over which a right-of-way for the performance of such assessment work has been denied or is in litigation or is in the process of acquisition under State law or that other legal impediments exist which affect the right of the claimant to enter upon the surface of such claim or group of claims or to gain access to the boundaries thereof.

SEC. 2. The period for which said deferment may be granted shall end when the conditions justifying deferment have been removed: *Provided*, That the initial period shall not exceed one year but may be renewed for a further period of one year if justifiable conditions exist: *Provided further*, That the relief available under this Act is in addition to any relief available under any other Act of Congress with respect to mining claims.

SEC. 3. All deferred assessment work shall be performed not later than the end of the assessment year next subsequent to the removal or cessation of the causes for deferment or the expiration of any deferments granted under this Act and shall be in addition to the annual assessment work required by law in such year.

SEC. 4. Claimant shall file or record or cause to be filed or recorded in the office where the notice or certificate of location of such claim or group of claims is filed or recorded, a notice to the public of claimant's petition to the Secretary of the Interior for deferment under this Act, and of the order or decision disposing of such petition.

SEC. 5. Notwithstanding the provisions of any Act of Congress to the contrary, any person who hereafter prospects for, mines, or removes by strip or open pit mining methods, any minerals from any land included in a stock raising or other homestead entry or patent, and who had been liable under such an existing Act only for damages caused thereby to the crops or improvements of the entryman or patentee, shall also be liable for any damage that may be caused to the value of the land for grazing by such prospecting for, mining, or removal of minerals. Nothing in this section shall be considered to impair any vested right in existence on the effective date of this section.

Approved June 21, 1949.

[CHAPTER 233]

AN ACT

To amend section 16-416 of the Code of Laws of the District of Columbia, to conform to the nomenclature and practice prescribed by the Federal Rules of Civil Procedure.

June 21, 1949

[S. 1129]

[Public Law 116]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Acts of March 3, 1901 (31 Stat. 1345, ch. 854, sec. 963), and of June 30, 1902 (32 Stat. 537, ch. 1329), otherwise known as section 16-416 of the Code of Laws of the District of Columbia, 1940 edition, are amended to read as follows:

"All applications for divorce or for a decree annulling a marriage shall be made by complaint to the United States District Court for the District of Columbia, and the proceedings thereupon shall be the same as in equity causes, except so far as otherwise herein provided."

Approved June 21, 1949.

30 U. S. C. § 28.

Termination.

Performance of deferred work.

Filing of notice.

Liability for damages.

D. C. Code, amendment.

Application for divorce or marriage annulment.

[CHAPTER 234]

AN ACT

June 21, 1949
[H. R. 1337]
[Public Law 117]

To authorize the sale of certain public lands in Alaska to the Alaska Council of Boy Scouts of America for recreation and other public purposes.

Alaska Council of
Boy Scouts of Amer-
ica.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Alaska Council of Boy Scouts of America is hereby authorized for a period of one year from and after the effective date of this Act to apply for the purchase of, and the Secretary of the Interior is hereby authorized and directed to convey to the organization for recreation and other public purposes the following-described public lands situated in Alaska:

The east half of the northwest quarter and the northeast quarter of unsurveyed section 2, township 15 north, range 1 west, Seward meridian, embracing two hundred and forty acres.

Payment for land.

SEC. 2. That the conveyance shall be made upon the payment by the said council for the land at its reasonable appraised price of not less than \$1.25 per acre, to be fixed by the Secretary of the Interior: *Provided*, That the conveyance hereby authorized shall not include any land covered by a valid existing right initiated under the public-land laws or found by the Secretary of the Interior to be needed for public purposes: *Provided further*, That the coal and other mineral deposits in the land shall be reserved to the United States, together with the right to prospect for, mine, and remove the same under applicable laws and regulations to be prescribed by the Secretary of the Interior.

Rights reserved to
U. S.

Reversion of title to
U. S.

SEC. 3. That such conveyance shall contain the further provision that if the Alaska Council of Boy Scouts of America shall at any time cease to use the property so conveyed for recreation and other public purposes title thereto shall revert to the United States.

Approved June 21, 1949.

[CHAPTER 235]

AN ACT

June 22, 1949
[H. R. 5060]
[Public Law 118]

Making appropriations for the Legislative Branch for the fiscal year ending June 30, 1950, and for other purposes.

Legislative Branch
Appropriation Act,
1950.
Post, pp. 738, 869, 973.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Legislative Branch for the fiscal year ending June 30, 1950, namely:

SENATE

SALARIES AND EXPENSE ALLOWANCE OF SENATORS, MILEAGE OF THE PRESIDENT OF THE SENATE AND OF SENATORS, AND EXPENSE ALLOWANCE OF THE VICE PRESIDENT

For compensation of Senators, \$1,200,000.

For mileage of the President of the Senate and of Senators, \$51,000.

For expense allowance of the Vice President, \$10,000.

For expense allowance of Senators, \$240,000.

SALARIES, OFFICERS AND EMPLOYEES

For compensation of officers, employees, clerks to Senators, and others, as authorized by law, including increased and additional compensation provided by the "Federal Employees Pay Act of 1945", as

59 Stat. 295.
5 U. S. C. § 901 *et*
seq., Supp. II, § 902
et seq.
Post, pp. 265, 973, 974.

amended, and the "Postal Rate Revision and Federal Employees Salary Act of 1948", as follows:

62 Stat. 1260.
39 U. S. C., Supp.
II, § 878a note.

OFFICE OF THE VICE PRESIDENT

For compensation of the Vice President of the United States, \$30,000.

For clerical assistance to the Vice President, at rates of compensation to be fixed by him in multiples of \$5 per month, \$47,970.

CHAPLAIN

Chaplain of the Senate, \$2,520.

OFFICE OF THE SECRETARY

For office of the Secretary, \$334,730: *Provided*, That the basic annual rates of compensation of the following positions shall be: Printing clerk at \$5,160 in lieu of \$5,000; two assistants in the library at \$2,100 each and in lieu of two at \$1,800 each; one laborer at \$2,280 in lieu of \$2,040; three laborers at \$1,740 each in lieu of three at \$1,500 each; one laborer at \$1,740 in lieu of \$1,440; one skilled laborer at \$1,740 in lieu of \$1,440.

COMMITTEE EMPLOYEES

For professional and clerical assistance to standing committees, \$1,378,025.

CONFERENCE COMMITTEES

For clerical assistance to the Conference of the Majority, at rates of compensation to be fixed by the chairman of said committee, \$28,835.

For clerical assistance to the Conference of the Minority, at rates of compensation to be fixed by the chairman of said committee, \$28,835.

ADMINISTRATIVE AND CLERICAL ASSISTANTS TO SENATORS

For administrative and clerical assistants and messenger service for Senators, \$4,796,365.

OFFICE OF SERGEANT AT ARMS AND DOORKEEPER

For office of Sergeant at Arms and Doorkeeper, \$950,525: *Provided*, That the basic annual rates of compensation of the following positions shall be: Clerk at \$2,280 in lieu of \$2,120; clerk at \$2,160 in lieu of \$1,800; assistant janitor at \$2,100 in lieu of \$1,860; night foreman at \$1,680 in lieu of one laborer at \$1,320; laborer at \$1,700 in lieu of \$1,580; foreman in folding room at \$3,600 in lieu of \$3,000; chief cabinetmaker at \$3,200 in lieu of \$3,080; secretary at \$3,540 in lieu of clerk at \$3,300; one additional special employee at \$1,000; superintendent of Radio Press Gallery at \$4,020 in lieu of \$3,660; two assistant superintendents at \$2,580 each in lieu of two at \$2,400 each, one assistant superintendent at \$2,100 in lieu of \$1,960.

Post, p. 869.

OFFICES OF THE SECRETARIES FOR THE MAJORITY AND THE MINORITY

For the offices of the secretary for the majority and the secretary for the minority, including compensation for two chief telephone pages at basic rates to be fixed by the respective secretaries, but not exceeding \$2,880 each per annum, in lieu of one clerk in the office of the Secretary of the Senate at \$1,860 per annum and one messenger acting as assistant doorkeeper under the Sergeant at Arms and Doorkeeper at \$2,560 per annum, \$54,340; and the compensation of the clerk to

the secretary for the majority and the clerk to the secretary for the minority shall be at the basic rate of \$3,000 each per annum.

CONTINGENT EXPENSES OF THE SENATE

Legislative reorganization: For salaries and expenses, legislative reorganization, including the objects specified in Public Law 663, Seventy-ninth Congress, \$100,000.

60 Stat. 911.

Senate policy committees: For salaries and expenses of the Majority Policy Committee and the Minority Policy Committee, \$43,640 for each such committee; in all, \$87,280.

Post, p. 974.

Joint Committee on the Economic Report: For salaries and expenses of the Joint Committee on the Economic Report, \$72,640.

Joint Committee on Atomic Energy: For salaries and expenses of the Joint Committee on Atomic Energy, including the objects specified in Public Law 20, Eightieth Congress, \$154,950.

61 Stat. 16.

Post, p. 733.

Joint Committee on Printing: For salaries for the Joint Committee on Printing, \$21,030, and for expenses of compiling, preparing, and indexing the Congressional Directory, \$1,600; in all, \$22,630.

Vice President's automobile: For purchase, exchange, driving, maintenance, and operation of an automobile for the Vice President, \$5,330.

Automobile for the President pro tempore: For purchase, exchange, driving, maintenance, and operation of an automobile for the President pro tempore of the Senate, \$5,330.

Automobiles for majority and minority leaders: For purchase, exchange, driving, maintenance, and operation of two automobiles, one for the majority leader of the Senate, and one for the minority leader of the Senate, \$10,660.

Reporting Senate proceedings: For reporting the debates and proceedings of the Senate, payable in equal monthly installments, \$103,605.

Furniture: For services in cleaning, repairing, and varnishing furniture, \$2,760.

Furniture: For materials for furniture and repairs of same, and for the purchase of furniture, \$18,000.

60 Stat. 831.

Inquiries and investigations: For expenses of inquiries and investigations ordered by the Senate or conducted pursuant to section 134 (a) of Public Law 601, Seventy-ninth Congress, including compensation for stenographic assistance of committees at such rates and in accordance with such regulations as may be prescribed by the Committee on Rules and Administration, but not exceeding the rate of 25 cents per hundred words for the original transcript of reported matter; and including \$50,000 for the Committee on Appropriations for the purposes mentioned in Senate Resolution Numbered 193, agreed to October 14, 1943, and Public Law 20, Eightieth Congress, \$674,750: *Provided*, That no part of this appropriation shall be expended for per diem and subsistence expenses (as defined in the Travel Expense Act of 1949) at rates in excess of \$9 per day except that higher rates may be established by the Committee on Rules and Administration in the case of travel beyond the limits of the continental United States: *And provided further*, That the paragraph relating to advances for the expenses of Senate committees, under the caption "Senate" in the Act entitled "An Act making appropriations to supply deficiencies in the appropriations for the fiscal year ending June thirtieth, eighteen hundred and seventy-nine, and for prior years, and for those heretofore treated as permanent, and for other purposes", approved March 3, 1879 (20 Stat. 419; 2 U. S. C., sec. 69), is amended to read as follows: "When any duty is imposed upon a committee involving expenses that are ordered to be paid out of the contingent fund of the Senate, upon vouchers to be approved by the chairman of the committee charged with such duty, the receipt

61 Stat. 15.

Ante, p. 166.

Expenses of committees.

of such chairman for any sum advanced to him or his order out of said contingent fund by the Secretary of the Senate for committee expenses not involving personal services shall be taken and passed by the accounting officers of the Government as a full and sufficient voucher; but it shall be the duty of such chairman, as soon as practicable, to furnish to the Secretary of the Senate vouchers in detail for the expenses so incurred".

Folding documents: For folding speeches and pamphlets at a basic rate not exceeding \$1 per thousand, \$25,000.

Materials for folding: For materials for folding, \$1,500.

Fuel, and so forth: For fuel, oil, cotton waste, and advertising, exclusive of labor, \$2,000.

Senate restaurants: For repairs, improvements, equipment, and supplies for Senate kitchens and restaurants, Capitol Building and Senate Office Building, including personal and other services, to be expended under the supervision of the Committee on Rules and Administration, United States Senate, \$42,500.

Motor vehicles: For maintaining, exchanging, and equipping motor vehicles for carrying the mails and for official use of the offices of the Secretary and Sergeant at Arms, \$9,560.

Miscellaneous items: For miscellaneous items, exclusive of labor, \$630,395.

Packing boxes: For packing boxes, \$3,000.

Postage stamps: For office of Secretary, \$500; office of Sergeant at Arms, \$225; offices of the secretaries for the majority and the minority, \$100; in all, \$825.

Air-mail and special-delivery stamps: For air-mail and special-delivery stamps for Senators and the President of the Senate as authorized by law, \$10,250.

Stationery: For stationery for Senators and for the President of the Senate, including \$10,000 for stationery for committees and offices of the Senate, \$58,500.

The Sergeant at Arms is authorized and directed to secure suitable office space in post office or other Federal buildings in the State of each Senator for the use of such Senator and in the city to be designated by him: *Provided*, That in the event suitable space is not available in such buildings and a Senator leases or rents office space elsewhere, the Sergeant at Arms is authorized to approve for payment from the contingent fund of the Senate, vouchers covering bona fide statements of rentals due in an amount not exceeding \$900 per annum for each Senator.

Commencing with the fiscal year 1949 the Secretary of the Senate is authorized and directed to protect the funds of his office by purchasing insurance in an amount necessary to protect said funds against loss. Premiums on such insurance shall be paid out of the contingent fund of the Senate, upon vouchers approved by the chairman of the Committee on Rules and Administration.

Salaries or wages paid out of the foregoing items under "Contingent expenses of the Senate" shall be computed at basic rates as authorized by law, plus increased and additional compensation as provided by the "Federal Employees Pay Act of 1945", as amended, and the "Postal Rate Revision and Federal Employees Salary Act of 1948".

Office space for Senators.

Payment of rent.

Insurance against loss of funds.

Computation of salaries.

59 Stat. 295; 62 Stat. 1280.

5 U. S. C. § 901 *et seq.*; Supp. II, § 902 *et seq.*; 39 U. S. C., Supp. II, § 878a note. *Post*, pp. 265, 973, 974.

HOUSE OF REPRESENTATIVES

SALARIES, MILEAGE, AND EXPENSES OF MEMBERS

For compensation of Members of the House of Representatives, Delegates from Territories, and the Resident Commissioner from Puerto Rico, \$5,492,500.

For mileage and expense allowance of Members of the House of Representatives, Delegates from Territories, and the Resident Commissioner from Puerto Rico, as authorized by law, \$1,273,500.

SALARIES, OFFICERS AND EMPLOYEES

For compensation of officers and employees, as authorized by law, as follows:

OFFICE OF THE SPEAKER

For Office of the Speaker, \$41,330.

THE SPEAKER'S TABLE

For the Speaker's table, including \$2,000 for preparing Digest of the Rules, \$26,110.

CHAPLAIN

For the Chaplain, \$3,750.

OFFICE OF THE CLERK

For the Office of the Clerk, \$495,155.

COMMITTEE EMPLOYEES

For committee employees, including a sum of not to exceed \$212,000 for the Committee on Appropriations, \$1,600,000.

OFFICE OF THE SERGEANT AT ARMS

For Office of the Sergeant at Arms, \$310,095.

OFFICE OF THE DOORKEEPER

For Office of the Doorkeeper, \$539,615.

SPECIAL AND MINORITY EMPLOYEES

For six minority employees, \$43,140.

For three special employees, \$8,030.

For office of the majority floor leader, including \$2,000 for official expenses of the majority leader, \$35,825.

For office of the minority floor leader, \$26,335.

For two messengers, one in the majority caucus room and one in the minority caucus room, to be appointed by the majority and minority whips, respectively, \$5,765.

For two printing clerks, one for the majority caucus room and one for the minority caucus room, to be appointed by the majority and minority leaders, respectively, \$6,480.

For two clerks, one for the majority whip and one for the minority whip, to be appointed by said whips, respectively, \$9,240.

For a technical assistant in the office of the attending physician, to be appointed by the attending physician, subject to the approval of the Speaker, \$5,450.

OFFICE OF THE POSTMASTER

For Office of the Postmaster, \$150,000.

OFFICIAL REPORTERS OF DEBATES

For official reporters of debates, \$109,465.

OFFICIAL REPORTERS TO COMMITTEES

For official reporters to committees, \$89,900.

APPROPRIATIONS COMMITTEE

For salaries and expenses, studies and examinations of executive agencies, by the Committee on Appropriations, and temporary personal services for such committee, to be expended in accordance with section 202 (b) of the Legislative Reorganization Act, 1946, and to be available for reimbursement to agencies for services performed, \$150,000.

60 Stat. 834.
2 U. S. C. § 72a (b).

CLERK HIRE, MEMBERS AND DELEGATES

For clerk hire necessarily employed by each Member and Delegate, and the Resident Commissioner from Puerto Rico, in the discharge of his official and representative duties, as authorized by law, \$6,401,000.

Post, p. 738.

CONTINGENT EXPENSES OF THE HOUSE

Furniture: For furniture and materials for repairs of the same, including labor, tools, and machinery for furniture repair shops, and for the purchase of packing boxes, \$186,000.

Miscellaneous items: For miscellaneous items, exclusive of salaries unless specifically ordered by the House of Representatives, including the sum of \$47,500 for payment to the Architect of the Capitol in accordance with section 208 of the Act approved October 9, 1940 (Public Law 812); the sum of not to exceed \$3,200 for the exchange, operation, maintenance, and repair of the Clerk's motor vehicles; the sum of \$500 for the exchange, operation, maintenance, and repair of the folding room motor truck; the sum of \$2,200 for the purchase, exchange, maintenance, operation, and repair of the post-office motor vehicles for carrying the mails; the sum of \$600 for hire of automobile for the Sergeant at Arms; and materials for folding; in all, \$227,000.

54 Stat. 1056.

Reporting hearings: For stenographic reports of hearings of committees other than special and select committees, \$100,000.

Special and select committees: For salaries and expenses of special and select committees authorized by the House, \$600,000.

Joint Committee on Internal Revenue Taxation: For the payment of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation, \$165,000.

Office of the Coordinator of Information: For salaries and other expenses of the Office of the Coordinator of Information, \$65,000.

Telegraph and telephone: For telegraph and telephone service, exclusive of personal services, \$350,000.

Stationery (revolving fund): For a stationery allowance of \$500 for each Representative, Delegate, and the Resident Commissioner from Puerto Rico, for the second session of the Eighty-first Congress, and for stationery for the use of the committees, departments, and officers of the House (not to exceed \$8,000), \$227,000, to remain available until expended.

Attending physician's office: For medical supplies, equipment, and contingent expenses of the emergency room and for the attending physician and his assistants, including an allowance of \$1,500 to be paid to the attending physician in equal monthly installments as authorized by the Act approved June 27, 1940 (54 Stat. 629), and including an allowance of not to exceed \$30 per month each to four assistants as provided by the House resolutions adopted July 1, 1930, January 20, 1932, and November 18, 1940, \$6,985.

Postage stamps: Postmaster, \$200; Clerk, \$400; Sergeant at Arms, \$250; Doorkeeper, \$100; United States air-mail and special-delivery

postage stamps for each Representative, Delegate, and the Resident Commissioner from Puerto Rico, as authorized by law, \$32,850; and the Clerk of the House is authorized to procure and furnish, beginning with the fiscal year 1950 and for each fiscal year thereafter, United States air-mail and special-delivery postage stamps to each standing committee of the House, upon request by the chairman thereof, in an amount not exceeding \$25 for official business of each such committee, \$475; in all, \$34,275.

Folding documents: For folding speeches and pamphlets, at a rate not exceeding \$1 per thousand or for the employment of personnel at a rate not to exceed \$5.20 per day per person, \$75,000.

Revision of laws: For preparation and editing of the laws as authorized by the Act approved May 29, 1928 (1 U. S. C. 59), \$12,000, to be expended under the direction of the Committee on the Judiciary.

Speaker's automobile: For exchange, driving, maintenance, repair, and operation of an automobile for the Speaker, \$5,530.

Preparation of new United States Code: For preliminary work in preparing a new edition of the United States Code, to remain available until expended, \$150,000.

Salaries or wages paid out of the items herein for the House of Representatives shall be computed at basic rates as authorized by law, plus increased and additional compensation as provided by the Federal Employees Pay Act of 1945, as amended by the Federal Employees Pay Act of 1946 and the Postal Rate Revision and Federal Employees Salary Act of 1948.

No part of the appropriation contained in this title for the contingent expenses of the House of Representatives shall be used to defray the expenses of any committee consisting of more than six persons (not more than four from the House and not more than two from the Senate), nor to defray the expenses of any other person except the Sergeant at Arms of the House or a representative of his office, and except the widow or minor children, or both, of the deceased, to attend the funeral rites and burial of any person who at the time of his or her death is a Representative, a Delegate from a Territory, or a Resident Commissioner from Puerto Rico.

CAPITOL POLICE

General expenses: For purchasing and supplying uniforms; purchase, exchange, maintenance, and repair of motor-propelled passenger-carrying vehicles; contingent expenses, including \$25 per month for extra services performed for the Capitol Police Board by such member of the staff of the Sergeant at Arms of the Senate or the House, as may be designated by the chairman of the Board; \$17,900.

Capitol Police Board: To enable the Capitol Police Board to provide additional protection for the Capitol Buildings and Grounds, including the Senate and House Office Buildings and the Capitol Power Plant, \$10,050. Such sum shall only be expended for payment for salaries and other expenses of personnel detailed from the Metropolitan Police of the District of Columbia, and the Commissioners of the District of Columbia are authorized and directed to make such details upon the request of the Board. Personnel so detailed shall, during the period of such detail, serve under the direction and instructions of the Board and is authorized to exercise the same authority as members of such Metropolitan Police and members of the Capitol Police and to perform such other duties as may be assigned by the Board. Reimbursement for salaries and other expenses of such detail personnel shall be made to the government of the District of Columbia, and any sums so reimbursed shall be credited to the appropriation or

45 Stat. 1008; 61 Stat. 640, 641.
1 U. S. C., Supp. II, § 213.

59 Stat. 295; 60 Stat. 216; 62 Stat. 1260.
5 U. S. C. § 901 *et seq.*; Supp. II, § 902 *et seq.*; 39 U. S. C., Supp. II, § 878a note.
Post, pp. 265, 973, 974.
Defraying of designated expenses, restriction.

Capitol Buildings and Grounds, etc.
Additional protection.

Reimbursement for salaries, etc.
Post, p. 739.

appropriations from which such salaries and expenses are payable and be available for all the purposes thereof: *Provided*, That any person detailed under the authority of this paragraph or under similar authority in the Legislative Branch Appropriation Act, 1942, and the Second Deficiency Appropriation Act, 1940, from the Metropolitan Police of the District of Columbia shall be deemed a member of such Metropolitan Police during the period or periods of any such detail for all purposes of rank, pay, allowances, privileges, and benefits to the same extent as though such detail had not been made, and at the termination thereof any such person who was a member of such police on July 1, 1940, shall have a status with respect to rank, pay, allowances, privileges, and benefits which is not less than the status of such person in such police at the end of such detail: *Provided further*, That the Commissioners are authorized and directed to pay the personnel detailed as of the date of enactment hereof pursuant to authority of this paragraph, during the period of such detail, salary equivalent to that of captain in the Metropolitan Police.

The foregoing amounts under "Capitol Police" shall be disbursed by the Clerk of the House.

Status of detailed personnel.

55 Stat. 456.

54 Stat. 629.

Salary.

Disbursement.

OFFICE OF THE LEGISLATIVE COUNSEL

For salaries and expenses of maintenance of the Office of the Legislative Counsel, as authorized by law, including increased and additional compensation as provided by the Federal Employees Pay Act of 1945, as amended by the Federal Employees Pay Act of 1946 and the Postal Rate Revision and Federal Employees Salary Act of 1948, \$191,000, of which \$105,000 shall be disbursed by the Secretary of the Senate and \$86,000 by the Clerk of the House of Representatives, and so long as the positions are held by the present incumbents, the legislative counsel of the Senate and the legislative counsel of the House shall each be compensated at the gross annual rate of \$12,000.

59 Stat. 295; 60 Stat. 216; 62 Stat. 1260.
5 U. S. C. § 901 *et seq.*; Supp. II, § 902 *et seq.*; 39 U. S. C., Supp. II, § 878a note.
Post, pp. 265, 973, 974.

EDUCATION OF SENATE AND HOUSE PAGES

For education of congressional pages and pages of the Supreme Court, pursuant to section 243 of the Legislative Reorganization Act, 1946, \$30,075, which amount shall, as soon as practicable after June 30, 1949, be credited to the appropriation for "General supervision and instruction, public schools, District of Columbia, 1950", and the Board of Education of the District of Columbia is hereby authorized to employ such personnel for the education of pages as may be required and to pay compensation for such services in accordance with such rates of compensation as the Board of Education may prescribe.

60 Stat. 839.
2 U. S. C. § 88a.

STATEMENT OF APPROPRIATIONS

For the preparation, under the direction of the Committees on Appropriations of the Senate and House of Representatives of the statements for the first session of the Eighty-first Congress, showing appropriations made, indefinite appropriations, and contracts authorized, together with a chronological history of the regular appropriation bills as required by law, \$4,000, to be paid to the persons designated by the chairmen of such committees to supervise the work.

ARCHITECT OF THE CAPITOL

OFFICE OF THE ARCHITECT OF THE CAPITOL

Salaries: For the Architect of the Capitol, Assistant Architect of the Capitol (whose compensation shall be at the rate of \$7,000 per annum), Chief Architectural and Engineering Assistant, and other

personal services at rates of pay provided by law; and the Assistant Architect of the Capitol shall act as Architect of the Capitol during the absence or disability of that official or whenever there is no Architect, and, in case of the absence or disability of the Assistant Architect, the Chief Architectural and Engineering Assistant shall so act; \$120,100.

Travel expenses.

Appropriations under the control of the Architect of the Capitol shall be available for expenses of travel on official business not to exceed in the aggregate under all funds the sum of \$3,000.

CAPITOL BUILDINGS AND GROUNDS

Capitol Buildings: For necessary expenditures for the Capitol Building and electrical substations of the Senate and House Office Buildings, under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, material, fuel, oil, waste, and appurtenances; furnishings and office equipment; special and protective clothing for workmen; personal and other services; cleaning and repairing works of art; purchase or exchange, maintenance and driving of motor-propelled passenger-carrying office vehicle; not exceeding \$300 for the purchase of necessary reference books and periodicals; not to exceed \$150 for expenses of attendance, when specifically authorized by the Architect of the Capitol, at meetings or conventions in connection with subjects related to work under the Architect of the Capitol; \$653,000.

62 Stat. 1028.

Capitol Building: To enable the Architect of the Capitol to continue to carry forward the improvements affecting the Senate Wing of the Capitol authorized by the Second Deficiency Appropriation Act of June 27, 1940 (54 Stat. 629), as amended by the Acts of June 8, 1942 (56 Stat. 342), July 17, 1945 (59 Stat. 472), and the Second Deficiency Appropriation Act, 1948, \$1,374,500.

41 U. S. C. § 5.
Post, p. 403.

Capitol Grounds: For care and improvement of grounds surrounding the Capitol, Senate and House Office Buildings; Capitol Power Plant; personal and other services; care of trees; planting; fertilizers; repairs to pavements, walks, and roadways; waterproof wearing apparel; maintenance of signal lights; and for snow removal by hire of men and equipment or under contract without compliance with section 3709 of the Revised Statutes, \$215,000.

Legislative garage: For maintenance, repairs, alterations, personal and other services, and all other necessary expenses, \$29,900.

Subway transportation, Capitol and Senate Office Building: For maintenance, repairs, and rebuilding of the subway transportation system connecting the Senate Office Building with the Capitol, including personal and other services, \$2,000.

Senate Office Building: For maintenance, miscellaneous items and supplies, including furniture, furnishings, and equipment, and for labor and material incident thereto, and repairs thereof; for purchase of waterproof wearing apparel and for personal and other services, including four female attendants in charge of ladies' retiring rooms at \$1,500 each and one at \$1,560, for the care and operation of the Senate Office Building; to be expended under the control and supervision of the Architect of the Capitol; in all, \$643,000.

Post, p. 739.

House Office Buildings: For maintenance, including equipment, waterproof wearing apparel, miscellaneous items, and for all necessary services, \$856,800.

Capitol Power Plant: For lighting, heating, and power (including the purchase of electrical energy whenever such energy cannot be supplied by the Capitol Power Plant) for the Capitol, Senate and House Office Buildings, Supreme Court Building, Congressional Library Buildings, and the grounds about the same, Botanic Garden,

legislative garage, and for air-conditioning refrigeration not supplied from plants in any of such buildings; for heating the Government Printing Office and Washington City Post Office and for light and power therefor whenever available, reimbursement for which shall be made and covered into the Treasury; personal and other services, fuel, oil, materials, waterproof wearing apparel, and all other necessary expenses in connection with the maintenance and operation of the plant, \$1,419,000.

The appropriations under the control of the Architect of the Capitol may be expended without reference to section 4 of the Act approved June 17, 1910 (41 U. S. C. 7), concerning purchases for executive departments.

Reimbursement for heat, etc.

36 Stat. 531.
Post, p. 401.

LIBRARY BUILDINGS AND GROUNDS

MECHANICAL AND STRUCTURAL MAINTENANCE

Salaries: For chief engineer and all personal services at rates of pay provided by law, \$205,400.

Salaries, Sunday opening: For extra services of employees and additional employees under the Architect of the Capitol to provide for the opening of the Library Buildings on Sundays, at rates to be fixed by the Architect, \$14,700.

Repairs and maintenance: For the necessary expenditures for mechanical and structural maintenance, including minor improvements, equipment, supplies, waterproof wearing apparel, and personal and other services, \$120,000.

Furniture and furnishings: For furniture, partitions, screens, shelving, and electrical work pertaining thereto and repairs thereof, office and library equipment, apparatus, and labor-saving devices, \$70,000.

BOTANIC GARDEN

Salaries and expenses: For all necessary expenses incident to maintaining, operating, repairing, and improving the Botanic Garden and the nurseries, buildings, grounds, collections, and equipment pertaining thereto, including personal services (including not exceeding \$3,000 for temporary labor without regard to the Classification Act of 1923, as amended); waterproof wearing apparel; not to exceed \$25 for emergency medical supplies; traveling expenses including street-car fares, not to exceed \$275; the prevention and eradication of insect and other pests and plant diseases by purchase of materials and procurement of personal services by contract without regard to the provisions of any other Act; purchase and exchange of motortrucks; maintenance, repair, and operation of a passenger motor vehicle; purchase of botanical books, periodicals, and books of reference, not to exceed \$100; and repairs and improvements to Director's residence; all under the direction of the Joint Committee on the Library; \$188,000: *Provided*, That no part of this appropriation shall be used for the distribution, by congressional allotment, of trees, plants, shrubs, or other nursery stock.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 661 *et seq.*
Post, p. 972.

Distribution of nursery stock.

LIBRARY OF CONGRESS

Salaries, Library proper: For the Librarian, the Librarian Emeritus, and other personal services including special and temporary services and extra special services of regular employees (not exceeding \$5,000) at rates to be fixed by the Librarian, services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and personal services for printing and binding, \$2,829,600, of which so much as

60 Stat. 810.

Gross salary augmented by honorarium.

43 Stat. 1108.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 661 *et seq.*
Post, p. 972.

may be necessary may be transferred to other agencies of the Government for the purpose of investigating the loyalty of Library employees, and for health service program as authorized by law: *Provided*, That hereafter the gross salary of any position in the Library which is augmented by payment of an honorarium from other than appropriated funds under terms of 2 U. S. C. 162 shall not exceed an amount, which when combined with such honorarium, will exceed the maximum salary provided in the Classification Act of 1923 as heretofore or hereafter amended.

COPYRIGHT OFFICE

Salaries: For the Register of Copyrights and other personal services, including personal services for printing and binding, \$798,700.

LEGISLATIVE REFERENCE SERVICE

60 Stat. 836.
2 U. S. C. § 166 and
note.

60 Stat. 810.

Salaries and expenses: For necessary personal services to enable the Librarian to carry out the provisions of section 203 of the Legislative Reorganization Act of 1946, including not to exceed \$20,000 for employees engaged by the day or hour at rates to be fixed by the Librarian; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); printing and binding; and supplies and materials; \$700,000.

REVISION OF ANNOTATED CONSTITUTION

Salaries and expenses: For necessary personal services to enable the Librarian to revise and extend the Annotated Constitution of the United States of America, including not to exceed \$5,000 for employees engaged by the day or hour at rates to be fixed by the Librarian, and for travel, supplies and materials, \$35,000, to remain available until expended: *Provided*, That annotations of decisions of the Supreme Court prior to January 1, 1950, shall be included.

DISTRIBUTION OF CATALOG CARDS

Salaries and expenses: For the distribution of catalog cards and other publications of the Library, including personal services (including not to exceed \$30,000 for employees engaged in piecework and work by the day or hour and for extra special services of regular employees at rates to be fixed by the Librarian), freight and expressage, postage, traveling expenses connected with such distribution, and expenses of attendance at meetings when incurred on the written authority and direction of the Librarian, \$490,000.

UNION CATALOGS

Salaries and expenses: To continue the development and maintenance of the Union Catalogs, including personal services (including not to exceed \$700 for employees engaged by the day or hour at rates to be fixed by the Librarian); travel; and other necessary expenses; \$70,500.

INCREASE OF THE LIBRARY OF CONGRESS

General increase of the Library: For purchase of books, miscellaneous periodicals and newspapers, photo-copying supplies and photo-copying labor, and all other material for the increase of the Library, including payment in advance for subscription books and society publications, and for freight and expressage, postage, commissions,

and traveling expenses not to exceed \$25,000, including expenses of attendance at meetings when incurred on the written authority and direction of the Librarian in the interest of collections, and all other expenses incidental to the acquisition of material for the increase of the Library by purchase, gift, bequest, or exchange, \$300,000, to continue available during the next succeeding fiscal year.

Increase of the law library: For the purchase of books and for legal periodicals for the law library, including payment in advance for legal periodicals and for legal society publications, and for freight and expressage, postage, commissions, traveling expenses not to exceed \$2,500, including expenses of attendance at meetings when incurred on the written authority and direction of the Librarian in the interest of collections, and all other expenses incidental to the acquisition of material for the increase of the law library, \$95,000, to continue available during the next succeeding fiscal year.

Books for the Supreme Court: For the purchase of books and periodicals for the Supreme Court, to be a part of the Library of Congress, and purchased by the Librarian of the Supreme Court, under the direction of the Chief Justice, \$25,000.

BOOKS FOR ADULT BLIND

To enable the Librarian of Congress to carry out the provisions of the Act entitled "An Act to provide books for the adult blind", approved March 3, 1931 (2 U. S. C. 135a), as amended, \$1,000,000, including not exceeding \$60,000 for personal services, not exceeding \$200,000 for books in raised characters, and the balance remaining for sound-reproduction records and for the purchase, maintenance, and replacement of the Government-owned reproducers for sound-reproduction records for the blind and not exceeding \$1,000 for necessary traveling expenses connected with such service and for expenses of attendance at meetings when incurred on the written authority and direction of the Librarian; and for printing and binding.

46 Stat. 1487.

PRINTING AND BINDING

General printing and binding: For miscellaneous printing and binding for the Library of Congress, including the Copyright Office, and the binding, rebinding, and repairing of Library books, \$450,000.

Printing the Catalog of Title Entries of the Copyright Office: For the publication of the Catalog of Title Entries of the Copyright Office and the decisions of the United States courts involving copyrights, \$39,500.

Printing catalog cards: For the printing of catalog cards and of miscellaneous publications relating to the distribution of catalog cards, and for duplication of catalog cards by methods other than printing, \$535,000.

MISCELLANEOUS EXPENSES OF THE LIBRARY

Miscellaneous expenses: For miscellaneous expenses connected with the administration of the Library, and not otherwise provided for, including domestic and foreign postage, payment of claims pursuant to section 403 of the Federal Tort Claims Act, travel expenses, including not exceeding \$500 for expenses of attendance at meetings when incurred on the written authority and direction of the Librarian, and printing and binding, \$45,000.

Photoduplications: For personal services, supplies, and other necessary expenses for the operation of a photoduplication service, and for the purchase of photoduplications, \$31,000.

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Amc., pp. 62, 106.

LIBRARY BUILDINGS

Salaries: For personal services in connection with the custody, care, and maintenance of the Library Buildings, including not to exceed \$750 for employees engaged by the day or hour at rates to be fixed by the Librarian, \$604,000.

Miscellaneous expenses: For necessary miscellaneous expenses for the custody, care, and maintenance of the Library Buildings, including mail and delivery service, telephone services, special clothing, cleaning of special clothing of separated employees, medical supplies, equipment, and expenses for the emergency rooms, housekeeping and miscellaneous supplies and equipment, and other incidental expenses, \$34,000.

LIBRARY OF CONGRESS TRUST FUND BOARD

For any expense of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board, \$500.

Citizenship requirements, exemptions.

Post, p. 661.

Not to exceed ten positions in the Library of Congress may be exempt from the provisions of section 302 of the Independent Offices Appropriation Act, 1950, but the Librarian shall not make any appointment to any such position until he has ascertained that he cannot secure for such appointment a person in any of the three categories specified in such section 302 who possesses the special qualifications for the particular position and also otherwise meets the general requirements for employment in the Library of Congress.

GOVERNMENT PRINTING OFFICE

WORKING CAPITAL AND CONGRESSIONAL PRINTING AND BINDING

Salaries, etc.

Holidays with pay.

Machinery.

To provide the Public Printer with a working capital for the following purposes for the execution of printing, binding, lithographing, mapping, engraving, and other authorized work of the Government Printing Office for the various branches of the Government: For salaries of Public Printer and Deputy Public Printer; for salaries, compensation, or wages of all necessary officers and employees additional to those herein appropriated for, including employees necessary to handle waste paper and condemned material for sale; to enable the Public Printer to comply with the provisions of law granting holidays and half holidays and Executive orders granting holidays and half holidays with pay to employees; to enable the Public Printer to comply with the provisions of law granting leave to employees with pay, such pay to be at the rate for their regular positions at the time the leave is granted; rental of buildings and equipment; fuel, gas, heat, electric current, gas and electric fixtures; bicycles, motor-propelled vehicles for the carriage of printing and printing supplies, and the maintenance, repair, and operation of the same, to be used only for official purposes including operation, repair, and maintenance of passenger motor vehicles for official use of the officers of the Government Printing Office when in writing ordered by the Public Printer; freight, expressage, telegraph and telephone service, furniture, typewriters, and carpets; traveling expenses, including not to exceed \$3,000 for attendance at meetings or conventions when authorized by the Joint Committee on Printing; stationery, postage, and advertising; directories, technical books, newspapers, magazines, and books of reference (not exceeding \$1,000); adding and numbering machines, time stamps, and other machines of similar character; purchase of uniforms for guards; rubber boots, coats, and gloves; machinery (not exceeding \$300,000); equipment, and for repairs to machinery, implements, and buildings, and for minor alterations to buildings; necessary equipment, maintenance, and supplies for the emergency room for the

use of all employees in the Government Printing Office who may be taken suddenly ill or receive injury while on duty; other necessary contingent and miscellaneous items authorized by the Public Printer; for expenses authorized in writing by the Joint Committee on Printing for the inspection of printing and binding equipment, material, and supplies and Government printing plants in the District of Columbia or elsewhere (not exceeding \$1,000); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 921); for salaries and expenses of preparing the semimonthly and session indexes of the Congressional Record under the direction of the Joint Committee on Printing (chief indexer at \$5,281, one cataloger at \$4,867, two catalogers at \$3,874 each, and one cataloger at \$3,347); and for all the necessary labor, paper, materials, and equipment needed in the prosecution and delivery and mailing of the work; in all, \$15,500,000; to which sum shall be charged the printing and binding authorized to be done for Congress, including supplemental and deficiency estimates of appropriations; the printing, binding, and distribution of the Federal Register in accordance with the Act approved July 26, 1935 (44 U. S. C. 301-310) (not exceeding \$450,000); the printing and binding of the Code of Federal Regulations and supplements thereto, as authorized by the Act of July 26, 1935, as amended (44 U. S. C. 311) (not exceeding \$125,000); the printing and binding for use of the Government Printing Office; the printing and binding (not exceeding \$5,000) for official use of the Architect of the Capitol upon requisition of the Secretary of the Senate; in all to an amount not exceeding \$8,000,000: *Provided*, That not less than \$7,500,000 of such working capital shall be returned to the Treasury as an unexpended balance not later than six months after the close of the current fiscal year: *Provided further*, That notwithstanding the provisions of section 73 of the Act of January 12, 1895 (44 U. S. C. 241), no part of the foregoing sum of \$8,000,000 shall be used for printing and binding part 2 of the annual report of the Secretary of Agriculture (known as the Year-book of Agriculture).

Printing and binding for Congress chargeable to the foregoing appropriation, when recommended to be done by the Committee on Printing of either House, shall be so recommended in a report containing an approximate estimate of the cost thereof, together with a statement from the Public Printer of estimated approximate cost of work previously ordered by Congress within the fiscal year for which this appropriation is made.

During the current fiscal year any executive department or independent establishment of the Government ordering printing and binding or blank paper and supplies from the Government Printing Office shall pay promptly by check to the Public Printer upon his written request, either in advance or upon completion of the work, all or part of the estimated or actual cost thereof, as the case may be, and bills rendered by the Public Printer in accordance herewith shall not be subject to audit or certification in advance of payment: *Provided*, That proper adjustments on the basis of the actual cost of delivered work paid for in advance shall be made monthly or quarterly and as may be agreed upon by the Public Printer and the department or establishment concerned. All sums paid to the Public Printer for work that he is authorized by law to do; all sums received from sales of wastepaper, other waste material, and condemned property; and for losses or damage to Government property; shall be deposited to the credit, on the books of the Treasury Department, of the appropriation made for the working capital of the Government Printing Office and be subject to requisition by the Public Printer.

No part of any money appropriated in this Act shall be paid to any person employed in the Government Printing Office while detailed

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
Congressional Record indexes.

Federal Register.

49 Stat. 500.
Code of Federal Regulations.

49 Stat. 503.
44 U. S. C., Supp. II, § 311 note.

Unexpended balance.

Year-book of Agriculture.

28 Stat. 612.

Payment for work ordered by departments, etc.

Adjustments.

Credit of payments to working capital.

Employees detailed for service in executive branch.

for or performing service in the executive branch of the public service of the United States unless such detail be authorized by law.

OFFICE OF SUPERINTENDENT OF DOCUMENTS

Salaries: For the Superintendent of Documents, assistant superintendent and other personal services in accordance with the Classification Act of 1923, as amended, and compensation of employees who shall be subject to the provisions of the Act entitled "An Act to regulate and fix rates of pay for employees and officers of the Government Printing Office", approved June 7, 1924 (44 U. S. C. 40), \$1,642,000.

General expenses: For furniture and fixtures, typewriters, carpets, labor-saving machines and accessories, time stamps, adding and numbering machines, awnings, curtains, books of reference; directories, books, miscellaneous office and desk supplies, paper, twine, glue, envelopes, postage, carfare, soap, towels, disinfectant, and ice; drayage, express, freight, telephone, and telegraph service; traveling expenses (not to exceed \$1,500); repairs to buildings, elevators, and machinery; rental of equipment; preserving sanitary condition of building; light, heat, and power; stationery and office printing, including blanks, price lists, bibliographies, catalogs, and indexes; for supplying books to depository libraries; in all, \$651,800: *Provided*, That no part of this sum shall be used to supply to depository libraries any documents, books, or other printed matter not requested by such libraries, and the requests therefor shall be subject to approval by the Superintendent of Documents.

GENERAL PROVISIONS

SEC. 102. Purchases may be made from the foregoing appropriations under the "Government Printing Office", as provided for in the Printing Act approved January 12, 1895, and without reference to section 4 of the Act approved June 17, 1910 (41 U. S. C. 7), concerning purchases for executive departments.

SEC. 103. In order to keep the expenditures for printing and binding for the current fiscal year within or under the appropriations for such fiscal year, the heads of the various executive departments and independent establishments are authorized to discontinue the printing of annual or special reports under their respective jurisdictions: *Provided*, That where the printing of such reports is discontinued the original copy thereof shall be kept on file in the offices of the heads of the respective departments or independent establishments for public inspection.

SEC. 104. No part of the funds appropriated in this Act shall be used for the maintenance or care of private vehicles.

SEC. 105. Whenever any office or position not specifically established by the Legislative Pay Act of 1929 is appropriated for herein or whenever the rate of compensation or designation of any position appropriated for herein is different from that specifically established for such position by such Act, the rate of compensation and the designation of the position, or either, appropriated for or provided herein, shall be the permanent law with respect thereto: *Provided*, That the provisions relating to positions and salaries thereof carried in H. Res. 653 (Eightieth Congress) and H. Res. 6, 39, 45, 62, 84, 103, 172, and 188 (Eighty-first Congress) shall be the permanent law with respect thereto.

SEC. 106. No part of any appropriation contained in this Act shall be paid as compensation to any person appointed after June 30, 1935, as an officer or member of the Capitol Police who does not meet the standards to be prescribed for such appointees by the Capitol Police

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 661 *et seq.*
Post, p. 972.

43 Stat. 658.

Books for depository
libraries.

28 Stat. 601.
44 U. S. C. § 1 *et seq.*
36 Stat. 531.
Post, p. 401.

Annual, etc., re-
ports.

Original copies.

Private vehicles.

Rate of compensa-
tion and designation
of positions.

46 Stat. 32.
2 U. S. C. § 60a;
Supp. II, § 60a notes.

Capitol Police.
Standards required.

Board: *Provided*, That the Capitol Police Board is hereby authorized to detail police from the House Office, Senate Office, and Capitol Buildings for police duty on the Capitol Grounds.

SEC. 107. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not, contrary to the provisions of this section, engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence, and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 108. This Act may be cited as the "Legislative Branch Appropriation Act, 1950".

Approved June 22, 1949.

Detail for duty on Capitol Grounds.

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

Short title.

[CHAPTER 236]

AN ACT

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1949, and for other purposes.

June 23, 1949
[H. R. 4046]
[Public Law 119]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations for the fiscal year ending June 30, 1949, and for other purposes, namely:

Second Deficiency Appropriation Act, 1949.
Ante, p. 76; *post*, pp. 738, 869.

LEGISLATIVE BRANCH

HOUSE OF REPRESENTATIVES

For payment to Eileen Mercado-Parra Coffey, widow of Robert L. Coffey, Junior, late a Representative from the State of Pennsylvania, \$12,500.

For payment to Ruth E. McC. Somers, widow of Andrew L. Somers, late a Representative from the State of New York, \$12,500.

CONTINGENT EXPENSES OF THE HOUSE

Reporting Hearings

For an additional amount for "Reporting hearings", fiscal year 1947, \$100.

60 Stat. 397.

Telegraph and Telephones

For an additional amount for "Telegraph and telephones", \$168,235.

Stationery (Revolving Fund)

For an additional amount for "Stationery (revolving fund)", \$300, to remain available until expended.

Folding Documents

For an additional amount for "Folding documents", \$10,000.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS

For an additional amount for "Capitol Buildings", \$2,390.

For an additional amount for "Capitol Power Plant", \$137,600.

62 Stat. 430.

The limitation of \$1,500 placed on expenses for travel on official business under the Architect of the Capitol contained in the Legislative Branch Appropriation Act, 1949, is hereby increased to \$2,800.

LIBRARY OF CONGRESS

LEGISLATIVE REFERENCE SERVICE

Salaries and Expenses

62 Stat. 432.

Digest of General
Public Bills.

For an additional amount for "Salaries and expenses", \$39,700, and the limitation under this head in the Legislative Branch Appropriation Act, 1949, on preparation and reproduction of copies of the Digest of General Public Bills, is increased from "\$25,000" to "\$32,000".

PRINTING AND BINDING

Printing Catalogue Cards

For an additional amount for "Printing catalogue cards", \$74,475.

GOVERNMENT PRINTING OFFICE

WORKING CAPITAL AND CONGRESSIONAL PRINTING AND BINDING

For an additional amount for "Working capital and congressional printing and binding", \$775,000.

FUNDS APPROPRIATED TO THE PRESIDENT

RELIEF OF PALESTINE REFUGEES

Ante, p. 16.

To enable the President to carry out the provisions of the joint resolution of March 24, 1949 (Public Law 25), authorizing a special contribution by the United States to the United Nations for the relief of Palestine refugees, \$12,000,000, and an additional \$4,000,000 to the President for the same purposes as prescribed in the joint resolution of March 24, 1949 (Public Law 25), to such extent as the President from time to time finds that the other nations party to such United Nations agreement have met their obligations to the United Nations Relief for Palestine Refugees, to remain available until June 30, 1950, of which \$8,000,000 shall be used to repay, without interest, the Reconstruction Finance Corporation for advances made pursuant to section 1 of said public law.

Repayment to
RFC.

INDEPENDENT OFFICES

ATOMIC ENERGY COMMISSION

For an additional amount for "Atomic Energy Commission", \$110,000,000.

EXPORT-IMPORT BANK OF WASHINGTON

The amount made available under this head in the Government Corporations Appropriation Act, 1949, for administrative expenses of the bank, is increased from "\$800,000" to "\$864,000".

62 Stat. 1185.

FEDERAL SECURITY AGENCY

HOWARD UNIVERSITY

Plans and Specifications

For an additional amount for "Plans and specifications", for men's dormitory units, a law school building, administration building, biology building, and greenhouse, \$194,460, to remain available until expended.

Construction of Buildings

For an additional amount for "Construction of buildings", for alterations to and installations in the existing power plant, \$200,000, to remain available until expended; and in addition to the appropriations and contract authority heretofore provided under this head for construction of an engineering building and women's dormitory units, the Public Buildings Administration is authorized to enter into contracts for such construction in an amount not to exceed \$954,000; and the limits of cost set forth under this head in the First Deficiency Appropriation Act, 1948, are increased from "\$1,788,000" to "\$2,120,000" for the engineering building and from "\$1,378,000" to "\$2,000,000" for the women's dormitory units: *Provided*, That the revised limitations on contract authority and total costs established herein may be exceeded or shall be reduced by an amount equal to the percentage increase or decrease, if any, in construction costs generally dating from January 1, 1949, as determined by the Federal Works Administrator.

Contract authoriza-
tion.

62 Stat. 215.

OFFICE OF EDUCATION

Salaries and Expenses

For an additional amount for "Salaries and expenses", \$110,000.

OFFICE OF VOCATIONAL REHABILITATION

Payments to States (including Alaska, Hawaii, and Puerto Rico)

For an additional amount for "Payments to States (including Alaska, Hawaii, and Puerto Rico)", \$700,000.

PUBLIC HEALTH SERVICE

Salaries and Expenses

For an additional amount for "Salaries and expenses", \$308,000: *Provided*, That appropriations under said head shall be available for expenses necessary for carrying out the functions of the Surgeon General under the Water Pollution Control Act, approved June 30,

62 Stat. 1155.
33 U. S. C., Supp.
II, §§ 466-466j.

59 Stat. 225; 58 Stat.
689.

1948 (Public Law 845), and for payment of claims for private property lost, destroyed, captured, abandoned, or damaged in the military service of the United States, as authorized by law (31 U. S. C. 222c, h; 42 U. S. C. 213).

SOCIAL SECURITY ADMINISTRATION

Reconversion Unemployment Benefits for Seamen

For an additional amount for "Reconversion Unemployment Benefits for Seamen", \$500,000.

Grants to States for Maternal and Child Welfare

Ante, p. 47.

49 Stat. 631.
42 U. S. C. § 712 (a).

For an additional amount for "Grants to States for maternal and child welfare" for services for crippled children as authorized in Public Law 42, approved April 15, 1949, \$750,000, to be matched by the States in accordance with section 512 (a) of the Social Security Act.

Salaries and Expenses, Office of the Commissioner

For an additional amount for "Salaries and expenses, Office of the Commissioner", \$14,300.

OFFICE OF THE ADMINISTRATOR

Salaries and Expenses, Division of Service Operations

For an additional amount for "Salaries and expenses, Division of Service Operations", \$69,000.

FEDERAL WORKS AGENCY

OFFICE OF THE ADMINISTRATOR

Conservation of Securities

60 Stat. 810.

62 Stat. 182.

Conservation of securities: For expenses necessary for the conservation of the Federal Government's interest in bonds and other obligations in the custody of the Federal Works Administrator, issued for the construction of Public Works Administration projects, including personal services in the District of Columbia; travel expenses; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not in excess of \$50 per diem; \$4,000, to be derived by transfer from the appropriation for "Public Works Administration liquidation" in the Independent Offices Appropriation Act, 1949.

PUBLIC BUILDINGS ADMINISTRATION

Salaries and Expenses, Public Buildings and Grounds in the District of Columbia and Adjacent Area

For an additional amount for "Salaries and expenses, public buildings and grounds in the District of Columbia and adjacent area", \$3,600,000.

Federal Office Building, Nashville, Tennessee

59 Stat. 638.

In addition to the appropriation provided for under this head in the First Deficiency Appropriation Act, 1946, the Federal Works Administrator is authorized to enter into contracts for the purposes of said appropriation in an amount not exceeding \$1,200,000.

Renovation and Modernization, Executive Mansion

For all expenses necessary for and incident to the renovation, repair, and modernization (without change of present architectural appearance of the exterior of the mansion or the interior of its main floor) of the Executive Mansion, or for such other provision for remodeling or rebuilding the Executive Mansion or for construction of a separate residence for the President as may be determined upon by the Commission on Renovation of the Executive Mansion established pursuant to Public Law 40 (Eighty-first Congress), including the preparation of drawings and specifications, and the purchase of furniture, furnishings, and equipment, without regard to section 3709 of the Revised Statutes or the civil-service and classification laws, \$2,000,000, to remain available until expended and, in addition contracts may be entered into in amounts not exceeding \$3,400,000: *Provided*, That any cost-plus-a-fixed-fee general construction contract entered into in pursuance of this authority shall be awarded on competitive bidding among responsible general contractors upon the amount of the fixed fee to accrue from the performance of such contract: *Provided further*, That with the exception of any subcontract to be made by the general contractor for underpinning and foundation work and work incidental and appurtenant thereto, which may be a cost-plus-a-fixed-fee contract, all other subcontracts made by the general contractor shall be fixed price contracts awarded on competitive bids received from responsible subcontractors.

Ante, p. 45; *post*,
pp. 740, 891, 976.

41 U. S. C. § 5.
Post, p. 403.

Competitive bidding.

Subcontracts.

HOUSING EXPEDITER

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses, Office of the Housing Expediter", \$2,250,000; and appropriations under this head for the fiscal year 1949 shall be available for the purchase of newspapers (not to exceed \$1,600) and for the purchase of one passenger motor vehicle for replacement only.

62 Stat. 1197.
Ante, p. 79.

NATIONAL ARCHIVES

SALARIES AND EXPENSES

The appropriation under this head in the Independent Offices Appropriation Act, 1949, shall be available for a health service program as authorized by law (5 U. S. C. 150).

62 Stat. 189.

60 Stat. 903.

NATIONAL MEDIATION BOARD

ARBITRATION AND EMERGENCY BOARDS

For an additional amount for "Arbitration and emergency boards", \$36,900.

NATIONAL RAILROAD ADJUSTMENT BOARD

Salaries and Expenses

For an additional amount for "Salaries and expenses", \$37,600; and the limitation under this head in the National Mediation Board Appropriation Act, 1949, on the amount available for compensation and expenses of referees, is increased from "\$70,000" to "\$95,600"; and the limitation under said head on the amount available for other personal services is increased from "\$178,000" to "\$190,000".

62 Stat. 405.

RAILROAD RETIREMENT BOARD

SALARIES

For an additional amount for "Salaries", \$500,000.

SMITHSONIAN INSTITUTION

SALARIES AND EXPENSES, NATIONAL GALLERY OF ART

For an additional amount for "Salaries and expenses, National Gallery of Art", \$107,500.

VETERANS' ADMINISTRATION

PENSIONS

For an additional amount for "Pensions", \$136,238,000, to remain available until expended.

DISTRICT OF COLUMBIA

GENERAL ADMINISTRATION

OFFICE OF THE CORPORATION COUNSEL

For an additional amount for the settlement of claims not in excess of \$250 each, approved by the Commissioners in accordance with the Act approved February 11, 1929 (45 Stat. 1160), as amended by the Act approved June 5, 1930 (46 Stat. 500), \$2,000.

D. C. Code §§ 1-902
to 1-905.

FISCAL SERVICE

ASSESSOR'S OFFICE

For an additional amount for "Assessor's office", \$36,800.

COMPENSATION AND RETIREMENT FUND EXPENSES

DISTRICT GOVERNMENT EMPLOYEES' COMPENSATION

For an additional amount for "District government employees' compensation", \$15,000.

REGULATORY AGENCIES

OFFICE OF ADMINISTRATOR OF RENT CONTROL

For an additional amount for "Office of Administrator of Rent Control", \$26,175.

PUBLIC SCHOOLS

OPERATING EXPENSES—OPERATION OF BUILDINGS AND GROUNDS AND
MAINTENANCE OF EQUIPMENT

For an additional amount for "Operation of buildings and grounds and maintenance of equipment", \$82,000, to be derived by transfer from the appropriation "General supervision and instruction, Public Schools, District of Columbia, 1949".

62 Stat. 539.

CAPITAL OUTLAY

Post, p. 237.

Not to exceed \$17,600 of the unexpended balance of the appropriation of \$487,800 for the construction of an addition to the Beers Elementary School, contained in the District of Columbia Appropriation

Acts, 1948 and 1949, is reappropriated and made available as an additional amount for completing construction of a new elementary school building, including assembly hall, gymnasium, recreation facilities, and treatment of grounds, in the vicinity of Eleventh and G Streets Southeast, to replace the present Cranch and Tyler Schools.

61 Stat. 430; 62 Stat. 541.

Not to exceed \$60,525 of the unexpended balance of the appropriation of \$305,000 for the construction of an addition to the Young Elementary School, contained in the District of Columbia Appropriation Acts, 1948 and 1949, is reappropriated and made available as an additional amount for completing construction of an addition to the Taft Junior High School, including ten classrooms, two gymnasiums, recreation facilities, an inclined floor in the auditorium, necessary improvements and alterations of the present building, and treatment of grounds.

61 Stat. 431; 62 Stat. 541.

METROPOLITAN POLICE

CAPITAL OUTLAY

For an additional amount for the construction of a police precinct station house, including equipment, in square 5083, \$50,000.

HEALTH DEPARTMENT

CAPITAL OUTLAY, HEALTH DEPARTMENT

For repairs, alterations, and improvements to the Gales School, to make it suitable for enlarged clinical services, including necessary equipment, to remain available until June 30, 1950, \$110,000.

OPERATING EXPENSES, GALLINGER MUNICIPAL HOSPITAL

For an additional amount for "Operating expenses, Gallinger Municipal Hospital", \$250,000.

CAPITAL OUTLAY, GALLINGER MUNICIPAL HOSPITAL

For the construction of a new crematorium, \$57,500.

For the purposes of the Hospital Survey and Construction Act, title to reservation 13 in the District of Columbia shall be considered as vested solely in the District of Columbia.

60 Stat. 1040.
42 U. S. C. §§ 291-291m; Supp. II, § 291f et seq.
Post, p. 898.

DEPARTMENT OF CORRECTIONS

OPERATING EXPENSES

For an additional amount for "Operating expenses", \$85,000.

CAPITAL OUTLAY

For the purchase of a Diesel locomotive and for repairs to roadbed, \$17,950; and the Transportation Corps, Department of the Army, is hereby authorized to transfer to the District of Columbia one Diesel locomotive at a cost of not to exceed \$6,950.

Purchase of Diesel locomotive.

PUBLIC WELFARE

CAPITAL OUTLAY, PROTECTIVE INSTITUTIONS

Not to exceed \$14,000 of the unexpended balance of the appropriation of \$487,800 for the construction of an addition to the Beers Elementary School, contained in the District of Columbia Appropriation Acts, 1948 and 1949, is reappropriated and made available as an additional

61 Stat. 430; 62 Stat. 541.
Ante, p. 236.

amount for the construction and equipment of the laundry building at the District Training School.

For renovation of kitchen at Home for Aged and Infirm, including equipment, to remain available until June 30, 1950, \$30,550.

SAINT ELIZABETHS HOSPITAL

For an additional amount for "Saint Elizabeths Hospital", \$816,000.

PUBLIC WORKS

CAPITAL OUTLAY, CENTRAL GARAGE

For the construction of a freight elevator, including necessary improvements and alterations of the present building, \$75,000, to continue available until June 30, 1950.

WASHINGTON AQUEDUCT

OPERATING EXPENSES

(Payable From Water Fund)

For an additional amount for "Operating expenses", \$130,700.

SETTLEMENT OF CLAIMS AND SUITS

For the payment of claims in excess of \$250, approved by the Commissioners in accordance with the provisions of the Act of February 11, 1929, as amended (46 Stat. 500), \$19,431.65.

D. C. Code § 1-902.

JUDGMENTS

For the payment of final judgments, rendered against the District of Columbia, as set forth in House Document Numbered 93, Eighty-first Congress, together with such further sums as may be necessary to pay the interest at not exceeding 4 per centum per annum on such judgments, as provided by law, from the date the same became due until the date of payment, \$28,400.

AUDITED CLAIMS

For the payment of claims, certified to be due by the accounting officers of the District of Columbia, under the appropriations listed below, the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (31 U. S. C. 713), being for the service of the fiscal year 1946 and prior fiscal years, as set forth in H. Doc. 93, 81st Cong., \$9,356.75.

18 Stat. 110.
Post, p. 407.

GENERAL PROVISION

Purchase of typewriters.
62 Stat. 408.

Notwithstanding the provisions of the Treasury and Post Office Departments Appropriation Act, 1949, appropriations for the District of Columbia shall be available for purchase of new or used typewriters at prices which do not exceed prices established under the provisions of the Treasury and Post Office Departments Appropriation Act, 1949.

62 Stat. 415.

DIVISION OF EXPENSES

The sums appropriated in this Act for the District of Columbia shall, unless otherwise specifically provided, be paid out of the general fund of the District of Columbia, as defined in the District of Columbia Appropriation Act, 1949.

62 Stat. 537.

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH ADMINISTRATION

RESEARCH ON AGRICULTURAL PROBLEMS OF ALASKA

For an additional amount for "Research on agricultural problems of Alaska", \$300,000, for payment of obligations incurred pursuant to authority provided under this head in the Department of Agriculture Appropriation Act, 1949, to enter into contracts for the construction of buildings and facilities and the acquisition and installation of equipment, including architectural and other costs previously incurred in connection therewith.

62 Stat. 513.

BUREAU OF ANIMAL INDUSTRY

Research Facilities

Research facilities: For preparation of plans and specifications of laboratory buildings and related facilities (all within a limit of cost of not to exceed \$25,000,000) for scientific investigations of foot-and-mouth and other animal diseases, including the purchase of an option on suitable land, in accordance with the provisions of the Act of April 24, 1948 (Public Law 496), \$500,000, to remain available until expended: *Provided*, That the Secretary of Agriculture, when the request for appropriations for building said laboratories and related facilities is made, shall submit with said request the plans and specifications to the Appropriations Committees of the House and Senate together with detailed information as to the estimated total cost of such facilities as well as the location of the site proposed to be selected.

62 Stat. 198,
21 U. S. C., Supp.
II, § 113a.
Submission of plans,
etc., to congressional
committees.

BUREAU OF PLANT INDUSTRY, SOILS, AND AGRICULTURAL ENGINEERING

Salaries and Expenses

Soils, fertilizers, and irrigation: For an additional amount for "Soils, fertilizers, and irrigation", \$192,900, of which \$100,000 is for payment of obligations incurred pursuant to authority provided under this head in the Department of Agriculture Appropriation Act, 1949, to enter into contracts for an irrigation station at Brawley, California, including architectural and other costs previously incurred in connection therewith.

62 Stat. 517.

CONTROL OF FOREST PESTS

Forest Pest Control Act: For an additional amount for "Forest Pest Control Act", \$750,000, to remain available until September 30, 1949.

61 Stat. 177.
16 U. S. C., Supp.
II, §§ 594-1-594-5.

FOREST SERVICE

SALARIES AND EXPENSES

Fighting forest fires: For an additional amount for "Fighting forest fires", \$3,165,000.

FOREST ROADS AND TRAILS

For an additional amount for "Forest roads and trails", \$142,000, to remain available until expended; and the amount made available under this head in the Department of Agriculture Appropriation Act, 1949, for forest development roads and trails, is increased from "\$9,750,000" to "\$9,892,000".

62 Stat. 523.

EMERGENCY RECONSTRUCTION AND REPAIR

Post, p. 874.

For the reconstruction or replacement of roads, trails, bridges, telephone lines, and other facilities and improvements under the jurisdiction of the Forest Service, damaged or destroyed by floods, \$1,747,500, to remain available until June 30, 1950.

DEPARTMENT OF COMMERCE

CIVIL AERONAUTICS ADMINISTRATION

CLAIMS, FEDERAL AIRPORT ACT

60 Stat. 170.
49 U. S. C. §§ 1101-
1119; Supp. II, § 1101
et seq., pp. 478, 480,
603, 605, 903, 925.

For an additional amount for "Claims, Federal Airport Act", \$432,384, to remain available until June 30, 1953, as follows: Bridgeport Municipal Airport, Bridgeport, Connecticut, \$286,279; Olney Airport, Olney, Texas, \$61,740; Smith-Reynolds Airport, Winston-Salem, North Carolina, \$84,365.

COAST AND GEODETIC SURVEY

SALARIES AND EXPENSES, DEPARTMENTAL

For an additional amount for "Salaries and expenses, departmental", \$257,000, and the limitation upon the amount which may be expended for personal services is hereby increased from "\$3,100,000" to "\$3,300,000".

WEATHER BUREAU

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$1,450,000.

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

REIMBURSEMENT OF CERTAIN APPROPRIATIONS

Emergency relief.

To enable the Secretary of the Interior to reimburse applicable appropriations for costs of personnel, supplies, and facilities, diverted for work in connection with emergencies resulting from storms in the Western States, including emergency relief for Indians in areas isolated by such storms, and for cooperation with Federal and non-Federal agencies for assistance by use of personnel, supplies, and facilities, \$2,586,000.

EMERGENCY FLOOD PROTECTION AND REPAIR

To enable the Secretary of the Interior to reimburse applicable appropriations for the cost of personnel, supplies, and facilities diverted for the repair and construction of flood protective works; and for the repairs, reconstruction, rehabilitation, or replacement of structures, buildings, or other facilities, including equipment, damaged or destroyed by floods, \$275,000.

BUREAU OF LAND MANAGEMENT

FIRE FIGHTING

For an additional amount for "Fire fighting", \$40,000.

BUREAU OF INDIAN AFFAIRS

EDUCATION OF INDIANS

For an additional amount for "Education of Indians", \$330,000.

Ante, p. 34.

SUPPRESSING FOREST AND RANGE FIRES

For an additional amount for "Suppressing forest and range fires", \$50,000.

IRRIGATION

For an additional amount for "Irrigation", \$16,685, of which \$9,424 shall be reimbursable in accordance with existing law.

CONSTRUCTION, AND SO FORTH, BUILDINGS AND UTILITIES

For an additional amount for "Construction, and so forth, buildings and utilities", \$830,000, as follows:

Flathead, Montana: For cooperation with the State of Montana in the construction, extension, and improvement of a State tuberculosis sanatorium and quarters at Galen, Deer Lodge County, Montana, in accordance with the Act of August 4, 1947 (Public Law 332), \$750,000.

61 Stat. 729.

Red Lake, Minnesota: School facilities, \$80,000.

PAYMENT TO CONFEDERATED SALISH AND KOOTENAI TRIBES, FLATHEAD RESERVATION, MONTANA

For payment to the Confederated Salish and Kootenai Tribes of the Flathead Reservation, Montana, pursuant to the Act of May 25, 1948 (Public Law 554), \$549,648, of which \$464,570.56 shall be reimbursable in accordance with law.

62 Stat. 269.

SUPPORT OF KLAMATH AGENCY, OREGON (TRIBAL FUNDS)

The limitation under this head in the Interior Department Appropriation Act, 1949, for expenses of an attorney or firm of attorneys selected by the tribe and employed under a new contract approved July 1, 1948, by the Secretary of the Interior, is increased from "\$4,500" to "\$10,000".

62 Stat. 1121.

SUPPORT OF MENOMINEE AGENCY AND PAY OF TRIBAL OFFICERS, WISCONSIN (TRIBAL FUNDS)

For an additional amount for "Support of Menominee agency and pay of tribal officers, Wisconsin (tribal funds)", \$7,352, and the limitation under this head in the Interior Department Appropriation Act, 1949, on the amount available for the compensation and expenses of an attorney or firm of attorneys employed by the tribe under a contract approved by the Secretary of the Interior, is increased from "\$5,500" to "\$7,700".

62 Stat. 1121.

EXPENSES OF TRIBAL COUNCILS OR COMMITTEES THEREOF (TRIBAL FUNDS)

For an additional amount for "Expenses of tribal councils or committees thereof (tribal funds)", \$10,000.

SUPPRESSING FOREST AND RANGE FIRES (TRIBAL FUNDS)

For an additional amount for "Suppressing forest and range fires (tribal funds)", \$15,000.

BUREAU OF RECLAMATION

ADMINISTRATIVE PROVISIONS

Payments to school
districts.
62 Stat. 1124.

The provision under this head in the Interior Department Appropriation Act, 1949, which reads "payments (not to exceed the average per pupil cost in the State where construction is in progress) to school districts as reimbursement, while projects are actually under construction, for the instruction of dependents of employees of the Bureau of Reclamation and of contractors engaged on such projects: *Provided*, That a tuition charge of \$25 per semester shall be charged and collected by the Bureau of Reclamation for each such dependent attending such schools;" is hereby repealed and in lieu thereof the following provision is hereby inserted: "payments to school districts in accordance with the Act of June 29, 1948 (Public Law 835), including payments on account of dependents of employees in field offices in project areas engaged in construction and related activities;"

62 Stat. 1108.
43 U. S. C., Supp.
II, §§ 385a, 385b.

RECLAMATION FUND

General Investigations

62 Stat. 1126.

Funds appropriated under this head in the Interior Department Appropriation Act, 1949, shall remain available until June 30, 1950.

Construction

Minidoka project, Idaho

62 Stat. 1126.

The limitation under this head in the Interior Department Appropriation Act, 1949, on the amount available for surveys and preconstruction work in connection with the North Side pumping division, is increased from "\$147,500" to "\$197,500".

Operation and Maintenance

For an additional amount for "Klamath project, Oregon-California", \$46,000.

Rehabilitation and Betterment

62 Stat. 1128.

Funds appropriated under this head in the Interior Department Appropriation Act, 1949, shall remain available until June 30, 1950.

GENERAL FUND, CONSTRUCTION

Ante, p. 85.

For an additional amount for "Columbia Basin project, Washington", \$1,000,000, to remain available until expended.

COLORADO RIVER FRONT WORK AND LEVEE SYSTEM

For an additional amount for "Colorado River front work and levee system", \$75,000, to remain available until June 30, 1950.

COLORADO RIVER DEVELOPMENT FUND

Colorado River Development Fund (Expenditure Account)

62 Stat. 1130.

Funds appropriated under this head in the Interior Department Appropriation Act, 1949, shall remain available until June 30, 1950.

BUREAU OF MINES

SYNTHETIC LIQUID FUELS

For an additional amount for "Synthetic liquid fuels", \$5,135,000, to remain available until expended, of which \$4,400,000 is for the payment of obligations incurred pursuant to authority granted under this head in the Interior Department Appropriation Act, 1946: *Provided*, That power produced in the operation of the power plant of the Bureau of Mines at Louisiana, Missouri, in excess of the Bureau's needs may be sold to non-Federal purchasers, but the expenses of the Bureau in the production and sale of such excess power shall not exceed the total amount of such sales: *Provided further*, That expenditures from this appropriation for the production of excess power shall not be deemed a charge to the total appropriations authorized by the Synthetic Liquid Fuels Act, as amended (30 U. S. C. 321-325).

60 Stat. 372.
Sale of excess power.

58 Stat. 190.
30 U. S. C., Supp.
II, § 321.

NATIONAL PARK SERVICE

For an additional amount for "National Park Service" for emergency reconstruction and fighting forest fires, \$304,800, to remain available until June 30, 1950.

SALARIES AND EXPENSES, NATIONAL CAPITAL PARKS

For an additional amount for "Salaries and expenses, National Capital Parks", \$70,000.

Post, p. 875.

RIVER BASIN STUDIES

For an additional amount for investigations and studies of recreational resources and archeological remains in river basins of the United States (except the Missouri River Basin), \$27,300.

GETTYSBURG NATIONAL CEMETERY, PENNSYLVANIA

For the acquisition of approximately five acres of land in the Borough of Gettysburg, Adams County, Pennsylvania, as an addition to Gettysburg National Cemetery, in accordance with the provisions of the Act approved June 19, 1948 (Public Law 704), \$5,000, to remain available until June 30, 1950.

62 Stat. 502.

STATUE OF GENERAL JOSE GERVASIO ARTIGAS

For expenses incident to the acceptance, erection, and dedication of a bronze statue of General Jose Gervasio Artigas, in accordance with the provisions of the Act of June 26, 1948 (Public Law 788), including personal services in the District of Columbia and printing and binding, \$23,000, to remain available until expended.

62 Stat. 1051.

FISH AND WILDLIFE SERVICE

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses" for maintenance of mammal and bird reservations, \$173,200.

GOVERNMENT IN THE TERRITORIES

TERRITORY OF ALASKA

Insane of Alaska

For an additional amount for "Insane of Alaska", \$40,500.

GOVERNMENT OF THE VIRGIN ISLANDS

60 Stat. 384.

For an additional amount, fiscal year 1946, for salaries of the Governor and employees, \$970.80.

TERRITORY OF HAWAII

For an additional amount for expenses of the offices of the Governor and the Secretary, \$1,625.

GENERAL PROVISIONS

62 Stat. 1149.

The limitation in section 4 of the Interior Department Appropriation Act, 1949, on the amount available for expenses of attendance of officers and employees of the Bureau of Reclamation at meetings or conventions, is increased from "\$6,750" to "7,500".

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES AND GENERAL ADMINISTRATION

For additional amounts for personal services in the District of Columbia, as follows:

For the Criminal Division, \$35,000.

For the Claims Division, \$121,000.

PRINTING AND BINDING

For an additional amount for "Printing and binding", \$50,000.

SALARIES AND EXPENSES, LANDS DIVISION

55 Stat. 294.

For an additional amount for "Salaries and expenses, Lands Division", \$250,000.

For an additional amount, fiscal year 1942, for "Salaries and expenses, Lands Division", \$1,225.30.

MISCELLANEOUS SALARIES AND EXPENSES, FIELD

59 Stat. 182.

For an additional amount for "Miscellaneous salaries and expenses, field", fiscal year 1946, \$93.37.

58 Stat. 409.

For an additional amount, fiscal year 1945, for "Miscellaneous salaries and expenses, field", \$36.73.

SALARIES AND EXPENSES OF MARSHALS, ETC.

59 Stat. 183.

For an additional amount, fiscal year 1946, for "Salaries and expenses of marshals, and so forth", \$1,025.19.

60 Stat. 460.

For an additional amount, fiscal year 1947, for "Salaries and expenses of marshals, and so forth", \$996.

For an additional amount for "Salaries and expenses of marshals, and so forth", \$150,000.

FEES OF WITNESSES

Post. p. 745.

For an additional amount for "Fees of witnesses", \$40,000.

FEDERAL PRISON SYSTEM

SUPPORT OF UNITED STATES PRISONERS

Post, p. 981.

For an additional amount for "Support of United States Prisoners", \$100,000.

DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

SALARIES AND EXPENSES, BUREAU OF VETERANS' REEMPLOYMENT RIGHTS

For an additional amount for "Salaries and expenses, Bureau of Veterans' Reemployment Rights", \$50,000.

NATIONAL MILITARY ESTABLISHMENT

DEPARTMENT OF THE AIR FORCE

UNITED STATES AIR FORCE

General expenses: For an additional amount for "General expenses", \$43,000,000.

DEPARTMENT OF THE ARMY—MILITARY FUNCTIONS

FINANCE DEPARTMENT

RETIRED PAY, ARMY

For an additional amount for "Retired pay, Army", \$3,500,000, to be derived by transfer from the appropriation "Transportation Service, Army".

CORPS OF ENGINEERS

Engineer Service, Army

Engineer service: The first proviso under this head in the Military Functions Appropriation Act, 1949, is hereby amended to read: "*Provided*, That not to exceed \$6,422,000 of this appropriation shall be available for construction of buildings, utilities, and facilities, subject to the terms and conditions set forth in the last six provisos of section 3 of the Act of June 12, 1948 (Public Law 626), but without regard to section 10 of this Act".

62 Stat. 658.

62 Stat. 379, 669.
5 U. S. C., Supp. II,
§ 626p; 10 U. S. C.,
Supp. II, § 1337b.

UNITED STATES MILITARY ACADEMY

Pay of Military Academy

Cadets

For an additional amount for "Cadets", \$124,872, to be derived by transfer from the appropriation "Transportation Service, Army, 1949".

62 Stat. 656.

Maintenance and Operation, United States Military Academy

For an additional amount for "Maintenance and operation, United States Military Academy", \$410,000, to be derived by transfer from the appropriation "Transportation Service, Army, 1949".

62 Stat. 656.

DEPARTMENT OF THE ARMY—CIVIL FUNCTIONS

CORPS OF ENGINEERS

RIVERS AND HARBORS

MAINTENANCE AND IMPROVEMENT OF EXISTING RIVER AND HARBOR WORKS

For an additional amount for "Maintenance and improvement of existing river and harbor works", \$563,000, to remain available until

Ante, p. 86.

59 Stat. 19; 60 Stat.
636.

expended, including \$300,000 for the Calumet Sag project, Illinois, for use in relocating the Michigan Central Railroad as authorized by Public Laws 14 and 525, Seventy-ninth Congress.

FLOOD CONTROL

FLOOD CONTROL, GENERAL

Ante, p. 87.

For an additional amount for "Flood control, general", \$12,575,000, to remain available until expended.

59 Stat. 18.

Flood control, Trinity River, Texas: For prosecuting work of navigation, flood control, and allied purposes, Trinity River, Texas, in accordance with the provisions of the Rivers and Harbors Act, approved March 2, 1945 (Public Law 14, Seventy-ninth Congress); \$500,000, to remain available until expended.

UNITED STATES SOLDIERS' HOME

62 Stat. 1023.

For an additional amount for "United States Soldiers' Home", to be paid from the Soldiers' Home permanent fund, \$90,000, to remain available until expended; and the limitation under this head in the Civil Functions Appropriation Act, 1949, on the amount available for modernization of existing utilities, is increased from "\$446,579" to "\$536,579".

THE PANAMA CANAL

Sanitation

For an additional amount for "Sanitation", \$600,000, to remain available until expended.

DEPARTMENT OF THE NAVY

NAVAL ESTABLISHMENT

Office of the Secretary

62 Stat. 537.

62 Stat. 534.

Miscellaneous expenses: For an additional amount for "Miscellaneous expenses", \$191,300, to be derived by transfer from the appropriation "Pay and subsistence of naval personnel, 1949": *Provided*, That the amount made available under this head in the Department of the Navy Appropriation Act, 1949, for payment of claims, is reduced from "\$2,250,000" to "\$1,150,000" and the difference of \$1,100,000 shall be available for other purposes provided for under said head.

Hydrographic Office

62 Stat. 537.

For an additional amount for "Hydrographic Office", \$469,000, to be derived by transfer from the appropriation "Pay and subsistence of naval personnel, 1949".

Bureau of Naval Personnel

NAVAL ACADEMY

62 Stat. 537.

For an additional amount for "Naval Academy", \$200,000, to be derived by transfer from the appropriation "Pay and subsistence of naval personnel, 1949".

Bureau of Supplies and Accounts

61 Stat. 386.

Pay and subsistence of naval personnel: For an additional amount, fiscal year 1948, for "Pay and subsistence of naval personnel", \$23,500,000.

Maintenance, Bureau of Supplies and Accounts: For an additional amount for "Maintenance, Bureau of Supplies and Accounts", \$14,241,300, to be derived by transfer from appropriations for the Department of the Navy and the naval service for the fiscal year 1949, as follows:

62 Stat. 587, 589.

"Pay and subsistence of naval personnel", \$3,800,000;

"Transportation of things", \$5,000,000;

"Fuel, Navy", \$5,441,300.

Transportation of things: For an additional amount, fiscal year 1948, for "Transportation of things", \$21,000,000.

61 Stat. 387.

BUREAU OF YARDS AND DOCKS

PUBLIC WORKS

For an additional amount for "Public works" (appropriated in the Second Deficiency Appropriation Act, 1948), for repair and restoration of facilities at the Naval Air Station, Quonset Point, Rhode Island, \$3,500,000, to be derived by transfer from the appropriation "Pay, Marine Corps, 1949".

62 Stat. 1042.

62 Stat. 590.

BUREAU OF AERONAUTICS

AVIATION, NAVY

The Secretary of the Navy is hereby authorized to transfer not to exceed \$105,000 from the appropriation for "Aviation, Navy", fiscal year 1949, to the Naval Procurement Fund to reimburse said fund for obligations incurred thereunder for work in connection with emergencies resulting from storms in the Western States.

62 Stat. 590.

Shipbuilding

Increase and replacement of naval vessels: For an additional amount for "Armor, armament, and ammunition", \$17,600,000.

POST OFFICE DEPARTMENT

(Out of the postal revenues)

POST OFFICE DEPARTMENT, WASHINGTON, DISTRICT OF COLUMBIA

SALARIES IN BUREAUS AND OFFICES

Office of Budget and Administrative Planning

For an additional amount for "Office of Budget and Administrative Planning", \$7,600.

OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

For an additional amount for "Office of the Third Assistant Postmaster General", \$136,800.

Bureau of Accounts

For an additional amount for "Bureau of Accounts", \$51,500.

CONTINGENT EXPENSES, POST OFFICE DEPARTMENT

Contingent and Miscellaneous Expenses

For an additional amount for "Contingent and miscellaneous expenses", \$50,000, and the limitation under this head in the Post

62 Stat. 417.

Office Department Appropriation Act, 1949, on the amount available for travel expenses of the Purchasing Agent and of the Solicitor and personnel connected with his office, is increased from "\$2,100" to "\$3,980".

Printing and Binding

For an additional amount for "Printing and binding", \$325,000.

FIELD SERVICE, POST OFFICE DEPARTMENT

OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

Compensation to Assistant Postmasters

For an additional amount for "Compensation to assistant postmasters", \$1,638,000.

Clerks, First- and Second-Class Post Offices

For an additional amount for "Clerks, first- and second-class post offices", \$105,000,000.

Unusual Conditions

For an additional amount for "Unusual conditions", \$7,500.

Carfare and Bicycle Allowance

For an additional amount for "Carfare and bicycle allowance", \$325,000.

City Delivery Carriers

For an additional amount for "City delivery carriers", \$69,000,000.

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Star Route Service

Post, p. 746:

For an additional amount for "Star route service", \$2,500,000.

Star Route and Air Mail Service, Alaska

61 Stat. 230.

For an additional amount, fiscal year 1948, for "Star route and air mail service, Alaska", \$718,000, to be derived by transfer from "Clerks, first- and second-class post offices, 1948".

60 Stat. 582.

For an additional amount, fiscal year 1947, for "Star route and air mail service, Alaska", \$269,500, to be derived by transfer from "Railway mail service, salaries, 1947".

59 Stat. 70.

For an additional amount, fiscal year 1946, for "Star route and air mail service, Alaska", \$303,600.

Railway Mail Service, Salaries

For an additional amount for "Railway mail service, salaries", \$18,000,000.

Railway Mail Service, Travel Expenses

For an additional amount for "Railway mail service, travel expenses", \$22,400.

Railway Mail Service, Miscellaneous Expenses

For an additional amount for "Railway mail service, miscellaneous expenses", \$40,000.

For an additional amount, fiscal year 1948, for "Railway mail service, miscellaneous expenses", \$3,000, to be derived by transfer from "Clerks, first- and second-class post offices, 1948".

61 Stat. 231.

Foreign Mail Transportation

For an additional amount, fiscal year 1947, for "Foreign mail transportation", \$320,000, to be derived by transfer from "Railway mail service, salaries, 1947".

60 Stat. 583.

Foreign Air Mail Service

For an additional amount for "Foreign air mail service", \$4,691,000; and in addition, \$8,750,000 to be derived by transfer from the appropriation "Foreign mail transportation".

Ante, p. 87.

For an additional amount, fiscal year 1948, for "Foreign air mail transportation", \$2,563,000, to be derived by transfer from "Clerks, first- and second-class post offices, 1948".

61 Stat. 231.
Post, pp. 747, 877.

For an additional amount, fiscal year 1947, for "Foreign air mail transportation", \$4,172,000, to be derived by transfer from: "Clerks, first- and second-class post offices, 1947", \$2,672,000; "City delivery carriers, 1947", \$1,000,000; "Rural delivery service, 1947", \$500,000.

60 Stat. 583, 582.

For an additional amount, fiscal year 1946, for "Foreign air mail transportation", \$730,600.

59 Stat. 71.

OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

Stamps and Stamped Paper

For an additional amount for "Stamps and stamped paper", \$773,000, and the limitation under this head in the Post Office Department Appropriation Act, 1949, on the amount available for compensation to employees and other necessary expenses of the United States Stamped Envelope Agency, is increased from "\$30,000" to "\$33,000".

U. S. Stamped Envelope Agency.

62 Stat. 420.

Indemnities, Domestic Mail

For an additional amount for "Indemnities, domestic mail", \$300,000.

OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

Rent, Fuel, and Utility Services

For an additional amount for "Rent, fuel, and utility services", \$500,000.

Operating Supplies, Public Buildings

For an additional amount for "Operating supplies, public buildings", \$1,000,000.

Equipment, Public Buildings

For an additional amount for "Equipment, public buildings", \$300,000.

DEPARTMENT OF STATE

FOREIGN SERVICE

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses, Foreign Service", \$1,300,000, to be derived by transfer from the appropriation "Living and quarters allowances, Foreign Service, 1949".

62 Stat. 306,
Post, p. 877.

INTERNATIONAL ACTIVITIES

UNITED STATES PARTICIPATION IN INTERNATIONAL ORGANIZATIONS

Limitations under this head in the Department of State Appropriation Act, 1949, as amended and supplemented, are amended as follows: International Civil Aviation Organization, decreased from "\$4,430,500" to "\$4,328,504"; Inter-American Coffee Board, decreased from "\$8,000" to "\$4,203"; Bureau of the International Telecommunications Union, Radio Section, increased from "\$6,100" to "\$58,393"; and United Nations, increased from "\$15,146,032" to "\$15,199,532".

62 Stat. 309.

Post, p. 747.

LOAN TO UNITED NATIONS

For carrying out the provisions of the Act of August 11, 1948 (Public Law 903), authorizing a loan to the United Nations, \$65,000,000, to remain available until June 30, 1955.

62 Stat. 1286.
22 U. S. C., Supp.
II, § 287 note.

SALARIES AND EXPENSES, AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

For an additional amount for "Salaries and expenses, American sections, international commissions", \$38,630; and limitations under this head in the Department of State Appropriation Act, 1949, are increased as follows: International Joint Commission, United States and Canada, from "\$37,560" to "\$74,210", of which latter amount \$30,000 shall remain available until expended for the Passamaquoddy tidal power project, Maine; and International Boundary Commission, United States and Canada and Alaska, from "\$58,853" to "\$60,833".

62 Stat. 311, 312.

INTERNATIONAL BOUNDARY AND WATER COMMISSION, UNITED STATES AND MEXICO

The appropriations under this head in the Department of State Appropriation Act, 1949, shall be available for the purchase in the name of the United States of America, for a consideration not in excess of \$1,500, of a tract of land within lot 4 and the southwest quarter southeast quarter of section 28, township 8 south, range 24 west, Gila and Salt River meridian, Yuma County, Arizona, containing seven and eighty-two one-hundredths acres, more or less, needed for the east abutment of the Morelos Diversion Dam across the Colorado River, being constructed in accordance with article 12 of the treaty of February 3, 1944, between the United States and Mexico, the acquisition of which land by the United States is required by the provisions of article 23 of said treaty.

62 Stat. 310.

59 Stat. 1239, 1253.

PHILIPPINE REHABILITATION

For an additional amount for "Philippine rehabilitation", \$126,000, for carrying out sections 306, 307, 308, 309, 310, and 311 of title III of the Philippine Rehabilitation Act of 1946.

60 Stat. 137.
50 U. S. C., app.
§§ 1786-1791; Supp. II,
§ 1791.
Post, p. 692.

TREASURY DEPARTMENT

FISCAL SERVICE

BUREAU OF ACCOUNTS

Salaries and Expenses, Division of Disbursement

For an additional amount for "Salaries and expenses" for the Division of Disbursement, \$1,500,000.

Payment of Unclaimed Moneys

For an additional amount for "Payment of unclaimed moneys", \$60,000, payable from the funds held by the United States in the trust fund receipt account "Unclaimed moneys of individuals whose whereabouts are unknown".

Contingent Expenses, Public Moneys

For an additional amount for "Contingent expenses, public moneys", \$75,000.

BUREAU OF CUSTOMS

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$2,750,000; and the limitation under this head in the Supplemental Treasury Department Appropriation Act, 1949, on the amount available for personal services in the District of Columbia, is increased from "\$326,000" to "\$914,000".

62 Stat. 561.

BUREAU OF INTERNAL REVENUE

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$17,275,000; and limitations under this head in the Treasury Department Appropriation Act, 1949, are increased as follows: Personal services, from "\$174,000,000" to "\$190,144,690"; personal services at the seat of government, from "\$16,530,000" to "\$18,080,046"; objects of expenditure other than personal services, from "\$19,584,000" to "\$20,714,310"; and printing and binding, from "\$2,576,500" to "\$2,910,500".

62 Stat. 411.

BUREAU OF FEDERAL SUPPLY

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$94,700.

STRATEGIC AND CRITICAL MATERIALS

For an additional amount for "Strategic and critical materials", \$40,000,000, to remain available until expended; and in addition to the amount herein appropriated, contracts may be entered into for the purposes of this appropriation in an amount not in excess of \$270,000,000.

COAST GUARD

SALARIES AND EXPENSES

Not to exceed \$200,000 of the unobligated balance of the funds appropriated under this head in the Treasury Department Appropriation Act, 1948, shall be available during the fiscal years 1949 and

61 Stat. 226.

1950 for payment of claims certified by the Comptroller General of the United States to be due for the fiscal year 1948 and prior years, for which funds are not otherwise available, under the decision of the Court of Claims in the case of Ockenfels versus The United States (107 Ct. Cls. 150); and the limitation under said head on the amount available for retired pay, former Lighthouse Service, is increased from "\$1,000,000" to "\$1,200,000".

ACQUISITION OF VESSELS AND SHORE FACILITIES

"Eastwind".

Not to exceed \$3,000,000 of the unobligated balance of funds heretofore appropriated under this head shall be available for conversion and repair of the icebreaker Eastwind.

SECRET SERVICE DIVISION

62 Stat. 413.

For an additional amount, fiscal year 1949, for "Reimbursement to District of Columbia, benefit payments to White House police and Secret Service forces", \$1,500.

TITLE II—INCREASED PAY COSTS

62 Stat. 1267.
5 U. S. C., Supp. II,
§§ 955-958, 943, 943a.

For additional amounts for appropriations for the fiscal year 1949, to meet increased pay costs authorized by the Act of July 3, 1948 (Public Law 900), and comparable increases granted by administrative action pursuant to law, as follows:

LEGISLATIVE BRANCH

Senate:

"Salaries, officers and employees", \$471,945;

Contingent expenses of the Senate:

"Senate policy committees", \$2,640 for each committee; in all, \$5,280;

"Joint Committee on Economic Report", \$2,640;

"Joint Committee on Atomic Energy", \$4,950;

"Joint Committee on Printing", \$1,320;

"Joint Committee on Foreign Economic Cooperation", \$5,280;

"Vice President's automobile", \$330;

"Automobile for the President pro tempore", \$165;

"Automobiles for majority and minority leaders", \$660;

"Reporting Senate proceedings", \$4,290;

"Inquiries and investigations", \$24,750;

"Miscellaneous items", \$3,630;

House of Representatives:

"Clerk hire, Members and Delegates"; \$500,000;

Contingent expenses of the House:

"Furniture", \$7,000;

"Joint Committee on Internal Revenue Taxation", \$7,500;

"Office of the Coordinator of Information", \$2,500;

"Folding documents", \$15,000;

"Revision of laws", \$330;

"Speaker's automobile", \$330;

Office of the Legislative Counsel: "Salaries and expenses", \$8,950, of which \$4,950 shall be disbursed by the Secretary of the Senate and \$4,000 by the Clerk of the House of Representatives;

Architect of the Capitol:

Office of the Architect of the Capitol: "Salaries", \$7,000;

Capitol Buildings and Grounds:

"Capitol Buildings", \$48,000;

"Capitol Grounds", \$20,000;

"Legislative garage", \$3,180;

"Senate Office Building", \$68,300;

"House Office Buildings", \$97,000;

Library Buildings and Grounds: "Salaries", \$20,000;

Botanic Garden: "Salaries", \$17,000;

Library of Congress:

"Salaries, Library proper", \$231,000;

Copyright Office: "Salaries", \$67,300;

Distribution of printed cards: "Salaries and expenses", \$48,500;

Index to State legislation: "Salaries and expenses", \$1,800;

Union catalogues: "Salaries and expenses", \$6,200;

"Books for adult blind", \$5,400;

Library Buildings: "Salaries", \$76,800;

Government Printing Office: Office of Superintendent of Documents:

"Salaries", \$109,155;

THE JUDICIARY**United States Supreme Court:**

"Salaries", \$35,000;

"Structural and mechanical care of the building and grounds",
\$15,000;Court of Customs and Patent Appeals: "Salaries and expenses",
\$5,000;

United States Customs Court: "Salaries and expenses", \$15,000;

Court of Claims: "Salaries and expenses", \$8,200;

Miscellaneous items of expense:

"Salaries of judges", \$25,000;

"Salaries of clerks of courts", \$312,600;

"Probation system, United States Courts", \$158,000;

"Miscellaneous salaries", \$49,000, and \$72,000 to be derived by
transfer from "Miscellaneous expenses (other than salaries)";Administrative Office of the United States Courts: "Salaries and
expenses", \$15,600;**EXECUTIVE OFFICE OF THE PRESIDENT**Executive Mansion and Grounds: "Care, maintenance, and so forth",
\$13,500;

Bureau of the Budget: "Salaries and expenses", \$166,500;

Council of Economic Advisers: "Salaries and expenses", \$10,300;

INDEPENDENT OFFICES

Civil Service Commission: "Salaries and expenses", \$820,000;

Federal Communications Commission: "Salaries and expenses",
\$367,000;**Federal Power Commission:**

"Salaries and expenses", \$210,000;

"Flood-control surveys", \$18,000;

Federal Trade Commission: "Salaries and expenses", \$173,000;

General Accounting Office: "Salaries", \$1,950,000, and \$110,000 to
be derived by transfer from "Miscellaneous expenses";

Interstate Commerce Commission:
 "General expenses", \$374,000;
 "Railroad safety", \$34,000;
 "Locomotive inspection", \$33,000;
 National Advisory Committee for Aeronautics: "Salaries and expenses", \$747,000;
 National Archives: "Salaries and expenses", \$105,800;
 National Mediation Board: "Salaries and expenses", \$3,700;
 Panama Railroad Company: "Administrative expenses" (increase of \$60,600 in the limitation upon the amount of the corporate funds which may be used for administrative expenses);
 Railroad Retirement Board: "Miscellaneous expenses (other than salaries)", \$45,950;
 Reconstruction Finance Corporation: "Administrative expenses" (increase of \$1,430,000 in the limitation upon the amount of the corporate funds which may be used for administrative expenses);
 Securities and Exchange Commission: "Salaries and expenses", \$295,000;
 Smithsonian Institution: "Salaries and expenses, Smithsonian Institution", \$169,000;
 Tariff Commission: "Salaries and expenses", \$68,300;
 The Tax Court of the United States: "Salaries and expenses", \$15,350;
 United States Maritime Commission: "Salaries and expenses" (increase of \$479,000 in the limitation upon the amount for administrative expenses);

FEDERAL SECURITY AGENCY

Bureau of Employees' Compensation: "Salaries and expenses", \$107,000 to be derived by transfer from "Further development of vocational education";
 Columbia Institution for the Deaf: "Salaries and expenses", \$10,000;
 Food and Drug Administration: "Salaries and expenses", \$288,400;
 Freedmen's Hospital: "Salaries and expenses", \$220,000 to be derived by transfer from "Further development of vocational education";
 Office of Vocational Rehabilitation:
 "Payments to States (including Alaska, Hawaii, and Puerto Rico)", \$8,000 to be derived by transfer from "Promotion of vocational education in Puerto Rico";
 "Salaries and expenses", \$31,000;
 Public Health Service:
 "Venereal diseases", \$140,000;
 "Tuberculosis", \$100,000;
 "Communicable diseases", \$450,000 to be derived by transfer from "Further development of vocational education";
 "Administrative expenses, assistance for hospital construction", \$47,000;
 "Hospitals and medical care", \$1,970,000 to be derived by transfer, as follows: From (1) "Working capital fund", Bureau of Employment Security, in the amount of \$1,000,000; (2) "Grants to States for emergency maternity and infant care (national defense)" in the amount of \$700,000; (3) "Migration of workers, War Manpower Commission", in the amount of \$225,000; (4) "Commissioned officers, pay and so forth", in the amount of \$20,000; and (5) "Employee health service programs", in the amount of \$25,000;

“Mental health activities” operation (exclusive of research and training) of the Public Health Service hospitals, Fort Worth, Texas, and Lexington, Kentucky, \$100,000;
 “Foreign quarantine service”, \$185,000;
 “National Institute of Health, operating expenses”, \$370,000;
 “Training for nurses”, \$22,500 to be derived by transfer from “Further development of vocational education”;
 Saint Elizabeths Hospital: “Salaries and expenses”, \$141,000;
 Social Security Administration:
 “Salaries and expenses”, Bureau of Employment Security, \$162,000;
 “Salaries and expenses, Bureau of Old-Age and Survivors Insurance”, \$28,400, and an increase of \$3,694,780 in the limitation upon the amount to be expended from the Federal old-age and survivors insurance trust fund;
 “Salaries and expenses, Bureau of Public Assistance”, \$55,000;
 “Salaries and expenses, Children’s Bureau”, \$36,200 and \$25,000 to be derived by transfer from the appropriation “Grants to States for emergency maternity and infant care (national defense)”;
 “Salaries and expenses, Conference on Children and Youth”, \$1,300;
 Office of the Administrator:
 “Salaries, Office of the Administrator”, \$108,000;
 “Salaries, Office of the General Counsel”, \$9,400;

FEDERAL WORKS AGENCY

Office of the Administrator:
 “Salaries and expenses”, \$9,000;
 “Public Works Administration liquidation” (increase of \$1,290 in the limitation upon the amount which may be used for administrative expenses);
 Public Buildings Administration:
 “General administrative expenses”, \$100,000;
 “Salaries and expenses, public buildings and grounds outside the District of Columbia”, \$1,200,000;
 Bureau of Community Facilities:
 “Liquidation of public works advance planning” (increase of \$38,069 in authorization to expend unobligated balances for administrative expenses);
 “War public works (community facilities) liquidation” (increase of \$17,987 in authorization to expend unobligated balances);

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator: “Salaries and expenses, Office of the Administrator”, \$30,000 to be derived by transfer from “National defense housing, Office of the Administrator, Housing and Home Finance Agency”;
 Public Housing Administration: “Public Housing Administration” (increase of \$117,000 in the limitation upon funds available for the administrative expenses of the United States Housing Act program, and increase of \$595,000 in the limitation upon the total amount of the corporate or other funds which may be used for administrative expenses);

DEPARTMENT OF AGRICULTURE

Office of the Secretary: "Salaries and expenses", \$118,000;
 Office of the Solicitor: "Salaries and expenses", \$137,000;
 Office of Information: "Salaries and expenses", \$28,250;
 Library, Department of Agriculture: "Salaries and expenses", \$56,750;
 Bureau of Agricultural Economics:
 "Economic investigations", \$118,500;
 "Crop and livestock estimates", \$166,500;
 Office of Foreign Agricultural Relations: "Salaries and expenses", \$37,000;
 Extension Service: "Administration and coordination of extension work", \$44,000;
 Agricultural Research Administration:
 Office of Administrator: "Salaries and expenses", \$23,600;
 "Special research fund, Department of Agriculture", \$50,000;
 "Research on strategic and critical agricultural materials", \$12,700;
 Office of Experiment Stations:
 "Administration of grants and coordination of research with States", \$10,000;
 "Federal experiment station, Puerto Rico", \$16,000;
 Bureau of Animal Industry:
 "Animal husbandry", \$76,000;
 "Diseases of animals", \$58,000;
 "Inspection and quarantine", \$83,000;
 "Meat inspection", \$1,055,000;
 "Virus Serum Toxin Act", \$28,000;
 "Marketing agreements, hog cholera virus and serum" (increase of \$4,038 in the amount made available from the appropriation made by section 12 (a) of the Agricultural Adjustment Act, 7 U. S. C. 612);
 Bureau of Dairy Industry: "Salaries and expenses", \$70,000;
 Bureau of Plant Industry, Soils, and Agricultural Engineering:
 "Field crops", \$136,600;
 "Fruit, vegetable, and specialty crops", \$148,100;
 "Forest diseases", \$20,900;
 "Agricultural engineering", \$35,500;
 "National Arboretum", \$10,000;
 Bureau of Entomology and Plant Quarantine:
 "Insect investigations", \$168,000;
 "Insect and plant-disease control", \$152,000;
 "Foreign plant quarantine", \$80,000;
 Bureau of Agricultural and Industrial Chemistry:
 "Agricultural chemical and naval stores investigations", \$16,000;
 "Regional research laboratories", \$286,900;
 Bureau of Human Nutrition and Home Economics: "Salaries and expenses", \$45,000;
 Control of forest pests: "Gypsy and brown-tail moths", \$15,000;
 Forest Service:
 "General administrative expenses", \$37,500;
 "National forest protection and management", \$1,510,600;
 "Forest and range management investigations", \$149,300;
 "Forest products", \$55,000;
 "Forest resources investigations", \$47,600;

Soil Conservation Service:

"Soil conservation research", \$104,500;

"Soil conservation operations", \$1,170,240, and \$2,119,000 to be derived by transfer from "Supply and distribution of farm labor" and \$135,760 to be derived by transfer from "Salaries and expenses, Agricultural Adjustment Administration";

"Land utilization and retirement of submarginal land", \$64,000;

Production and Marketing Administration:

"Conservation and use of agricultural land resources" (increase of \$434,100 in the amount to be transferred to "Administrative expenses, section 392, Agricultural Adjustment Act of 1938");

Sugar Act: "Administration of Sugar Act" (increase of \$69,600 in the amount available for other than payments to sugar producers);

"Exportation and domestic consumption of agricultural commodities" (increase of \$161,200 in the amount made available by law for administrative expenses);

Marketing services:

"Market news service", \$120,300;

"Market inspection of farm products", \$36,500;

"Marketing farm products", \$69,200;

"Tobacco Acts", \$71,700;

"Cotton Statistics, Classing, Standards, and Futures Act", \$81,700;

"Marketing regulatory acts", \$190,400;

Commodity Exchange Authority: "Commodity Exchange Act", \$35,000;

Farmers' Home Administration: "Salaries and expenses", \$1,430,000;

Rural Electrification Administration: "Salaries and expenses", \$281,000;

Federal Crop Insurance Corporation: "Operating expenses", \$167,700;

"Federal intermediate credit banks" (increase of \$85,000 in the amount of the limitation upon the funds of the banks which may be used for administrative expenses);

"Production credit corporations" (increase of \$58,000 in the amount of the limitation upon the funds of the corporations which may be used for administrative expenses);

DEPARTMENT OF COMMERCE

Office of the Secretary:

"Salaries and expenses", \$30,000;

"Liquidation of war agencies transferred to Commerce", \$12,000;

Bureau of the Census:

"Salaries and expenses, age and citizenship certification", \$10,000;

"Current census statistics", \$390,000;

"General administration, Bureau of the Census", \$35,000;

"Census of manufactures", \$166,000;

Civil Aeronautics Administration:

"Salaries and expenses", \$4,775,000;

"Technical development", \$50,000;

"Maintenance and operation, Washington National Airport", \$55,000;

60 Stat. 170.
49 U. S. C. §§ 1101-
1119; Supp. II, § 1101
et seq.
Post., pp. 478, 480,
603, 605, 903, 925.

"Federal-aid airport program, Federal Airport Act" (increase of \$197,000 in the amount for planning, research, and administrative expenses, to be charged against funds heretofore appropriated under this head for projects in Alaska);

Civil Aeronautics Board: "Civil Aeronautics Board, salaries and expenses", \$187,000;

Bureau of Foreign and Domestic Commerce: "Departmental salaries and expenses", \$125,000;

Patent Office: "Salaries and expenses", \$440,000, and \$150,000 to be derived by transfer from "Printing and binding", Patent Office;

National Bureau of Standards:

"Operation and administration", \$25,000 to be derived by transfer from "Pay, commissioned officers", Coast and Geodetic Survey;

"Research and testing", \$218,000;

"Radio propagation and standards", \$50,000;

DEPARTMENT OF THE INTERIOR

Office of the Secretary:

"Salaries, Office of the Secretary", \$86,000;

"Salaries, Office of Solicitor", \$16,600 to be derived by transfer from "Salaries and expenses, Oil and Gas Division";

"Salaries and expenses, Division of Territories and Island Possessions", \$10,500;

"Commission of Fine Arts", \$645;

Bureau of Land Management:

"Salaries and expenses", \$76,500;

"Management, protection, and disposal of public lands, \$190,000;

"Revested Oregon & California Railroad and reconveyed Coos Bay Wagon Road grant lands, Oregon", \$21,500;

Bureau of Indian Affairs:

"Salaries and expenses, general administration", \$50,500;

"Salaries and expenses, district offices", \$10,725;

"Salaries and expenses, reservation administration", \$202,800;

"Maintaining law and order among Indians", \$16,000;

"Alaska native service", \$282,000;

"Purchase and transportation of Indian supplies", \$6,900;

"Maintenance of buildings and utilities", \$10,650;

"Education of Indians", \$696,000;

"Conservation of health", \$494,800;

"Management, Indian forest and range resources", \$79,800;

"Agriculture and stock raising", \$56,100;

"Development of Indian arts and crafts", \$1,500;

"Administration of Indian tribal affairs" (from tribal funds, \$20,000);

"Support of the Osage Agency" (from tribal funds, \$17,200);

"Support of Indian schools" (from tribal funds, \$13,202);

Bureau of Reclamation:

Reclamation fund, special fund: Operation and maintenance:

"Parker Dam power project", \$16,700 from power and other revenues;

"Yuma project, Arizona-California", \$10,000;

"Central Valley project, California", \$4,884, and \$42,536 from power revenues;

"Boise project, Idaho", \$10,000;

"Minidoka project, Idaho", \$686, and \$6,654 from power revenues;

“Rio Grande project, New Mexico-Texas”, \$5,200 from power revenues;

“Deschutes project, Oregon”, \$6,025;

“Klamath project, Oregon-California”, \$11,550;

“Owyhee project, Oregon”, \$15,100;

“Columbia Basin project, Washington”, \$110,000 from power revenues;

“Yakima project, Washington”, \$14,500, and \$1,100 from power revenues;

“Riverton project, Wyoming”, \$4,269, and \$321 from power revenues;

“Shoshone project, Wyoming”, \$3,252, and \$548 from power revenues;

Colorado River Dam fund: “Boulder Canyon project”, \$50,000;
Geological Survey:

“Salaries and expenses”, \$19,650;

“Topographic surveys”, \$290,000;

“Geologic surveys”, \$145,000;

“Mineral resources of Alaska”, \$18,750;

“Gaging streams”, \$180,000;

“Mineral leasing”, \$44,000;

“Printing and binding, and so forth” (preparation of illustrations), \$2,600;

Bureau of Mines:

“Salaries and expenses”, \$5,150;

“Testing fuel”, \$15,800;

“Mineral mining investigations”, \$18,000;

“Oil and gas investigations”, \$39,000;

“Mining experiment stations”, \$30,000;

“Buildings and grounds, Pittsburgh, Pennsylvania”, \$13,100;

“Economics of mineral industries”, \$61,400;

“Helium utilization and research”, \$5,000;

National Park Service:

“Salaries and expenses”, \$49,000;

“Regional offices”, \$42,500;

“National parks”, \$277,000;

“National monument, historical, and military areas”, \$105,000;

“Recreational areas”, \$18,000;

“Travel Division”, \$2,700;

“Recreational demonstration areas”, \$645;

Fish and Wildlife Service:

“General administrative expenses”, \$17,000;

“Propagation of food fishes”, \$132,300;

“Operation and maintenance of fish screens”, \$2,000;

“Investigations respecting food fishes”, \$50,000;

“Commercial fisheries”, \$25,000;

“Fishery market news service”, \$9,500;

“Alaska fisheries”, \$39,500;

“Wildlife resources and management investigations”, \$21,000;

“Control of predatory animals and injurious rodents”, \$71,000;

“Protection of migratory birds”, \$14,000;

“Enforcement of Alaska game law”, \$11,000;

“River basin studies”, \$9,700;

Government in the Territories:

Territory of Alaska: “Salaries and expenses, Governor and Secretary”, \$2,650;

Territory of Hawaii: “Salaries and expenses, Governor and Secretary”, \$965;

Government of the Virgin Islands:

"Salaries and expenses", \$12,375;

"Salaries and expenses, agricultural station", \$2,800;

DEPARTMENT OF JUSTICE

Legal activities and general administration:

"Offices of Attorney General, and so forth", \$53,000;

"Administrative Division", \$131,000;

"Tax Division", \$35,000;

"Salaries and expenses, Customs Division", \$10,000;

"Salaries and expenses, Antitrust Division", \$160,000;

"Miscellaneous salaries and expenses, field", \$20,000;

"Salaries and expenses of district attorneys, and so forth", \$375,000;

"Salaries and expenses of marshals, and so forth", \$326,000;

Federal Bureau of Investigation: "Salaries and expenses, detection and prosecution of crimes", \$3,015,800;

Immigration and Naturalization Service: "Salaries and expenses, Immigration and Naturalization Service", \$2,300,000;

Federal Prison System:

"Salaries and expenses, Bureau of Prisons", \$29,000;

"Salaries and expenses, penal and correctional institutions", \$1,150,000;

"Medical and hospital service", \$88,000;

"Support of United States prisoners", \$14,000;

Office of Alien Property (increase of \$200,000 in the limitation upon the amount of Alien Property funds which may be used for administrative expenses);

"Federal Prison Industries, Incorporated" (increase of \$10,000 in the limitation upon the amount which may be used for administrative expenses);

DEPARTMENT OF LABOR

Office of the Secretary:

"Salaries and expenses", \$75,700;

"Salaries and expenses, Office of the Solicitor", \$64,100;

"Salaries and expenses, Bureau of Labor Standards", \$20,000;

Bureau of Apprenticeship: "Salaries and expenses", \$155,000;

Bureau of Labor Statistics: "Salaries and expenses", \$324,000;

Women's Bureau: "Salaries and expenses", \$15,300;

Wage and Hour Division: "Salaries and expenses", \$361,000;

NATIONAL MILITARY ESTABLISHMENT

Department of the Army:

Military functions:

General Staff Corps: "National War College", \$25,000 to be derived by transfer from "Transportation Service, Army";

Army Field Forces: "Command and General Staff College", \$30,000 to be derived by transfer from "Transportation Service, Army";

Civil functions:

United States Soldiers' Home: "Trust account" (increase of \$121,099 in the limitation upon the amount to be paid from the Soldiers' Home permanent fund);

"Government and relief in occupied areas" (increase of \$3,470,571 in the limitation upon the amount for administrative expenses);

Department of the Navy:

There are hereby transferred from "Pay and subsistence of naval personnel", sums as follows:

To:

Office of the Secretary:

"Research, Navy", \$676,000;

"Naval Observatory", \$24,400;

Bureau of Naval Personnel: "General expenses, Bureau of Naval Personnel", \$91,100;

Navy Department: Salaries:

"Bureau of Naval Personnel", \$547,400;

"Bureau of Supplies and Accounts", \$434,000;

There are hereby transferred from "Pay, Marine Corps", sums as follows:

To:

Marine Corps: Pay of civil force, Marine Corps:

"Offices of the Commandant, and so forth", \$138,600;

"Supply Department, United States Marine Corps", \$124,600;

Navy Department: Salaries:

"Office of the Secretary of the Navy", \$356,000;

"Office of Naval Research", \$88,000;

"Office of Naval Records and Library", \$8,000;

"Office of Judge Advocate General", \$30,400;

"Office of Chief of Naval Operations", \$127,500;

"Board of Inspection and Survey", \$3,500;

"Office of Chief of Naval Communications", \$58,100;

"Office of Naval Intelligence", \$83,800;

"Bureau of Ships", \$560,300;

"Bureau of Ordnance", \$233,400;

"Bureau of Medicine and Surgery", \$119,600;

"Bureau of Yards and Docks", \$171,800;

"Bureau of Aeronautics", \$276,700;

POST OFFICE DEPARTMENT

(Out of the Postal Revenues)

Post Office Department, Washington, District of Columbia:

Office of the Postmaster General, "Salaries", \$34,200;

Salaries in bureaus and offices:

"Office of the First Assistant Postmaster General", \$110,000;

"Office of the Second Assistant Postmaster General", \$101,000;

"Office of the Fourth Assistant Postmaster General", \$49,000;

"Office of the Solicitor", \$19,900;

"Office of the Chief Inspector", \$33,500;

"Office of the Purchasing Agent", \$8,700;

Field Service, Post Office Department:

Office of the Chief Inspector:

"Salaries of inspectors", \$363,700;

"Clerks", \$157,900;

Office of the First Assistant Postmaster General:

"Compensation to postmasters", \$15,681,000;

"Clerks, third-class post offices", \$7,290,000;

"Miscellaneous items, first- and second-class post offices", \$372,000;

"Village delivery service", \$72,000;

"Rural delivery service", \$14,609,000;

Office of the Fourth Assistant Postmaster General:
 "Miscellaneous supplies and equipment", \$33,300;
 "Equipment shops", \$230,500;
 "Pneumatic tube service", \$48,900;
 "Operating force, public buildings", \$8,500,000;

DEPARTMENT OF STATE

Department Service: "Salaries and expenses, Department of State", \$1,602,000;

International activities:

International Boundary and Water Commission, United States and Mexico: "Salaries and expenses", \$34,428, and \$43,572 to be derived by transfer from "United States participation in international organizations";

"Cooperation with the American Republics", \$80,900 to be derived by transfer from "United States participation in international organizations";

"The Institute of Inter-American Affairs" (increase of \$31,500 in the limitation upon the amount of the corporate funds which may be used for administrative expenses);

TREASURY DEPARTMENT

Office of the Secretary:

"Salaries", \$26,400;

"Health service programs, Treasury Department", \$5,150;

Division of Tax Research: "Salaries", \$7,400;

Office of General Counsel: "Salaries", \$17,600;

Office of Chief Clerk: "Salaries", \$35,190;

Office of Superintendent of Treasury Buildings: "Salaries", \$87,500;

Fiscal Service:

Bureau of Accounts: "Salaries and expenses", \$65,000;

Bureau of the Public Debt:

"Administering the public debt", \$1,516,000;

"Distinctive paper for United States currency", \$7,700;

Office of the Treasurer of the United States: "Salaries and expenses", \$100,000;

Bureau of Narcotics: "Salaries and expenses", \$92,270;

Bureau of Engraving and Printing: "Salaries and expenses", \$1,295,000;

Secret Service Division:

"Salaries and expenses, Secret Service", \$109,050;

"Salaries and expenses, guard force, Treasury buildings", \$59,450;

Bureau of Federal Supply: "Net renegotiation rebates", \$6,400;

DISTRICT OF COLUMBIA

Courts:

"Probation system", \$5,023;

"Office of Register of Wills", \$11,449;

"Commission on Mental Health", \$950;

"National Capital parks", \$100,830;

"National Capital Park and Planning Commission", \$495;

"National Zoological Park", \$36,248.

DIVISION OF EXPENSES

The sums appropriated in this Title for the District of Columbia shall, unless otherwise specifically provided, be paid out of the general

fund of the District of Columbia, as defined in the District of Columbia Appropriation Act, 1949.

SEC. 202. The restrictions contained within appropriations or affecting appropriations or other funds, available during the fiscal year 1949, limiting the amounts which may be expended for personal services or for other purposes involving personal services, or amounts which may be transferred between appropriations or authorizations, are hereby waived to the extent necessary to meet increased pay costs authorized by the Act of July 3, 1948 (Public Law 900), and comparable increases granted by administrative action pursuant to law.

62 Stat. 537.

Waiver of restrictions.

62 Stat. 1267.

5 U. S. C., Supp. II, §§ 955-958, 943, 943a.

TITLE III—CLAIMS FOR DAMAGES, AUDITED CLAIMS, AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in Senate Documents Numbered 52 and 71, and House Document Numbered 145, Eighty-first Congress, \$12,205,679.48, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

TITLE IV—GENERAL PROVISIONS

SEC. 401. No part of any appropriation contained in this Act, or of the funds made available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Availability of ap-
propriations.

SEC. 402. The appropriations and authority with respect to appropriations in this Act in whole or in part for the fiscal year 1949 shall be available from and including March 1, 1949, for the purposes respectively provided in such appropriations and authority. All obligations incurred during the period between March 1, 1949, and the date of the enactment of this Act in anticipation of such appropriations and authority are hereby ratified and confirmed if in accordance with the terms thereof.

Short title.

SEC. 403. This Act may be cited as the "Second Deficiency Appropriation Act, 1949".

Approved June 23, 1949.

[CHAPTER 237]

JOINT RESOLUTION

To print the monthly publication entitled "Economic Indicators".

June 23, 1949
[S. J. Res. 55]
[Public Law 120]

"Economic Indica-
tors."

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Joint Committee on the Economic Report be authorized to issue a monthly publication entitled "Economic Indicators", and that a sufficient quantity be printed to furnish one copy to each Member of Congress; the Secretary and the Sergeant at Arms of the Senate; the Clerk, Sergeant at Arms, and Doorkeeper of the House of Representatives; two copies to the libraries of the Senate and House, and the Congressional Library; seven hundred copies to the Joint Committee on the Economic Report; and the required number of copies to the Superintendent of Documents for distribution to depository libraries; and that the Superintendent of Documents be authorized to have copies printed for sale to the public.

Approved June 23, 1949.

[CHAPTER 238]

AN ACT

Relating to telephone and telegraph service and clerk hire for Members of the House of Representatives.

June 23, 1949
[H. R. 4583]
[Public Law 121]

House of Represent-
atives.
Telephone and tele-
graph service.

Telephone toll
charges.

Charges on tele-
grams.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for each fiscal year beginning with the fiscal year ending June 30, 1950, in the case of each Member of the House of Representatives, there shall be paid from the contingent fund of the House of Representatives, subject to the limitation provided in section 2, the following charges:

(a) Toll charges on long-distance telephone calls (1) originating in the Member's office in the District of Columbia, or (2) on toll charges on strictly official business originating outside the District of Columbia but made by the Member to his office in the District of Columbia, to any department, agency, or office of the Federal Government or of the government of the District of Columbia, or to any department, agency, or office of the government of any State or of any political subdivision of a State; and

(b) Charges on telegrams sent by or on behalf of the Member from the District of Columbia or on telegrams sent collect from outside the District of Columbia by the Member to his office in the District of Columbia, to any department, agency, or office of the Federal Government or of the government of the District of Columbia, or to any department, agency, or office of the government of any State or of any political subdivision of a State.

SEC. 2. In the case of any Member of the House of Representatives other than the Speaker, the majority leader, the minority leader, the majority whip, and the minority whip, the aggregate amount of the charges which may be so paid from the contingent fund for any fiscal year shall not exceed \$500.

Limitation on
amount paid from
contingent fund.

SEC. 3. After June 30, 1949, no telegrams shall be charged to the official business of the House of Representatives by any Member.

SEC. 4. Effective July 1, 1949, the clerk hire of each Member of the House of Representatives shall be at the rate of \$12,500 per annum. No person shall receive basic compensation from such clerk hire at a rate in excess of \$5,000 per annum.

Clerk hire.

SEC. 5. The last sentence of section 501 of the Federal Employees Pay Act of 1945, as amended, is hereby amended by inserting after the word "now" the words "or hereafter".

59 Stat. 301.
5 U. S. C. § 931.

SEC. 6. As used in this Act, (a) the term "Member" or "Member of the House of Representatives" includes a Representative in Congress, a Delegate from a Territory, and the Resident Commissioner from Puerto Rico, and (b) the term "State" includes the several States, the Territories, and Puerto Rico.

Definitions.

Approved June 23, 1949.

[CHAPTER 239]

AN ACT

Authorizing the transfer to the United States section, International Boundary and Water Commission, by the War Assets Administration of a portion of Fort Brown at Brownsville, Texas, and adjacent borrow area, without exchange of funds or reimbursement.

June 23, 1949
[H. R. 1338]
[Public Law 122]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States section, International Boundary and Water Commission, United States and Mexico, is hereby authorized to accept by transfer without reimbursement or exchange of funds, and to assume permanent custody and control over, in connection with the lower Rio Grande flood-control project under the jurisdiction of said United States section, that portion of Fort Brown at Brownsville, Texas, and adjacent borrow area, described as follows:

International Bound-
ary and Water Com-
mission, U. S. section.
Transfer of land at
Brownsville, Texas.

Tract 1, Fort Brown.—A tract containing two hundred and forty-one and six one-hundredths acres in the Espiritu Santo grant in Cameron County, Texas, out of and a part of the Fort Brown military reservation as shown on map recorded in volume 8, page 23, of the map records of Cameron County, Texas.

Tract 2, Borrow Area.—A tract containing seventeen and four-tenths acres in share numbered 19 of the Espiritu Santo grant, Cameron County, Texas, conveyed to the United States of America by deed from Carrie M. Combe, individually and as independent executrix of the estate of Frederick J. Combe, deceased, recorded in volume 322, page 352, of the deed records of Cameron County, Texas; both of said tracts being shown on drawing numbered 4311-RC-12, San Benito, Texas, January 15, 1947, of the International Boundary and Water Commission, United States and Mexico, United States section, designated "Flood Control Project—Lower Rio Grande, Texas—Fort Brown Military Reservation", and on field notes attached thereto, which drawing and field notes are on file with said United States section and with the War Assets Administration, said property having heretofore been declared surplus to the War Assets Administration; and the War Assets Administration, or other Federal agency in responsible charge, is authorized and directed to transfer said property to the said United States section without reimbursement or exchange of funds.

Transfer of building.

SEC. 2. There shall likewise be transferred to said United States section, in connection with the transfer of said land, that certain building thereon situate, known and numbered as warehouse building 252.

Sale of improvements.

SEC. 3. The improvements on said land, except warehouse building 252, may be sold by the War Assets Administration under its existing authority, for use on the premises where now situated, subject to the provision that such use shall be in conformity with the terms and conditions of licenses to be issued therefor by the Secretary of State under the authority of the Act of August 27, 1935 (49 Stat. 906; 22 U. S. C., sec. 277e): *Provided*, That such licenses shall not be inconsistent with the primary purpose of flood control and the use of said land as a floodway, as determined by the Secretary of State. Any such improvements not sold for use on the premises may be sold by the War Assets Administration for removal from the premises within one year from the date of sale. To the extent that any such improvements are not sold under the provisions hereof within a period of one year from the effective date of this Act, title thereto shall remain in the United States, and jurisdiction and control thereof shall vest in the said United States section.

Granting of licenses.

SEC. 4. The Secretary of State shall, in order to assure beneficial public use of this land not inconsistent with the primary purpose of flood control, grant a license or licenses to the city of Brownsville, Texas, under the authority of the Act of August 27, 1935, to use portions of the lands transferred to the United States section under this Act for municipal parks, golf course, museums, athletic fields, including stadiums, and other public purposes not inconsistent with the primary purpose of flood control and with the use of said land as a floodway, as determined by the Secretary of State and subject to such terms and conditions as may, in the opinion of the Secretary of State, be necessary to protect the interests of the United States: *Provided*, That application is made by the city of Brownsville for such license or licenses within a period of one year from the effective date of this Act: *Provided further*, That such license or licenses shall not be inconsistent with those granted under section 3 hereof for the use of the improvements therein specified: *Provided further*, That except for this provision granting to the city of Brownsville a preferential right for one year to be granted a license or licenses, nothing in this section shall be construed as modifying or impairing the authority of the Secretary of State over said lands under said Act of August 27, 1935.

49 Stat. 906.
22 U. S. C. § 277e.

Time limitation.

Approved June 23, 1949.

[CHAPTER 240]

AN ACT

June 24, 1949
[S. 1023]
[Public Law 123]

To amend section 9 of the Civil Service Retirement Act of May 29, 1930, as amended, so as to grant credit in accordance with such section for service for which, through inadvertence, no deductions from salary are made.

46 Stat. 475.
5 U. S. C. § 736b;
Supp. II, § 736b.
Post, p. 476.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 9 of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by inserting before the period at the end thereof a comma and the following: "including any case in which such deductions are required to be made but are not made due to error on the part of the employing agency and such error being made without the knowledge of the employee affected by the mistake".

Approved June 24, 1949.

[CHAPTER 241]

AN ACT

To amend sections 130 and 131 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, relating to the notice to be given upon a petition for probate of a will, and to the probate of such will.

June 24, 1949
[S. 1127]
[Public Law 124]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of section 130 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, as amended by the Act approved June 30, 1902 (title 19, sec. 301, D. C. Code, 1940), is amended to read as follows:

D. C. Code, amendments.

31 Stat. 1211; 32 Stat. 526.

"SEC. 130. NOTICE OF PETITION FOR PROBATE.—Upon the filing of a petition for probate of a will, notice, as hereinafter provided, shall be issued to all persons who would be entitled to or interested in the estate of the testator in case such will had not been executed to appear in said court on a date named in the notice, and to show cause why the prayer of the petition should not be granted.

"(a) Such notice may be by a citation in which the return date named is not earlier than ten days after the filing of said petition, and which citation shall be served in the District of Columbia, by the United States marshal, or deputy marshal, not less than five days before the return day named in said citation.

"(b) Such notice may be by a citation in which the return date named is not earlier than twenty days after the filing of said petition, and which citation shall be served not less than ten days before the return date named in said citation: *Provided*, That such citation may be served only on nonresidents of the District of Columbia, and upon residents of said District who have been returned 'Not to be found' under paragraph (a) of this section, and such service may be made only by a person not less than eighteen years of age who is not a party to or otherwise interested in the estate of the decedent, and the return in such case must be made under oath in the District of Columbia, unless the person making the service be a sheriff or deputy sheriff, a marshal or deputy marshal, authorized to serve process where service is made, and such return must show the time and place of service.

"(c) Such notice, whenever there is proof by the petition for probate or by other affidavit that any or all of such persons, interested as aforesaid, are nonresidents of the District of Columbia, or whenever they or any of them have been returned 'Not to be found' under paragraph (a) of this section, may be by a publication in which the return date named is not less than thirty days after the date of the first appearance of the publication, and which shall be published once in each of three successive weeks in some newspaper of general circulation in the District of Columbia, and a copy of this published notice shall be mailed to the last-known address of each of the persons, interested as aforesaid, who is not shown to have been returned served personally under either paragraph (a) or paragraph (b) of this section. The court may by general rule prescribe the form of such notice by publication, and may order such other publication as the case may require."

Publication of notice.

SEC. 2. Section 131 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901 (title 19, sec. 305, D. C. Code, 1940), is amended to read as follows:

31 Stat. 1211.

"SEC. 131. PROBATE.—When notice as prescribed in section 130 has been completed in any case, the court shall proceed, if no caveat be filed, to take the proofs, or to consider the proofs theretofore taken, of the execution of the will. All the witnesses to such will who are within

the District and competent to testify must be produced and examined, or the absence of any of them satisfactorily accounted for."

Approved June 24, 1949.

[CHAPTER 242]

AN ACT

June 24, 1949
[S. 1131]
[Public Law 125]

To amend sections 260, 267, 309, 315, 348, 350, and 361 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, to provide that estates of decedents being administered within the probate court may be settled at the election of the personal representative of the decedent in that court six months after his qualification as such personal representative.

D. C. Code, amend-
ments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 260 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, as amended by the Act approved June 30, 1902 (title 18, sec. 501, D. C. Code, 1940, line 11), is amended by striking out therefrom the words "one year" and inserting in lieu thereof the words "six months".

31 Stat. 1231.

SEC. 2. Section 267 of said Act approved March 3, 1901 (title 20, sec. 306, D. C. Code, 1940, lines 6 and 9), is amended by striking out the word "twenty" and inserting in lieu thereof the word "five" and by striking out the words "within thirty days after the first publication" and inserting in lieu thereof the words "within ten days after publication".

31 Stat. 1233.

SEC. 3. Section 309 of said Act approved March 3, 1901 (title 18, sec. 401, D. C. Code, 1940, line 2), is amended by striking out the words "three months" and inserting in lieu thereof the words "two months".

31 Stat. 1233.

SEC. 4. Section 315 of said Act approved March 3, 1901 (title 18, sec. 407, D. C. Code, 1940, line 3), is amended by striking out the words "three months" and inserting in lieu thereof the words "two months".

31 Stat. 1239.

SEC. 5. Section 348 of said Act approved March 3, 1901 (title 18, sec. 518, D. C. Code, 1940, lines 9, 15, and 19), is amended by striking out the words "nine months" where they appear three times in said section and inserting each time in lieu thereof the words "three months".

31 Stat. 1245.

SEC. 6. Section 350 of said Act approved March 3, 1901 (title 18, sec. 526, D. C. Code, 1940, lines 2 and 6), is amended by striking out the words "one year" and inserting in lieu thereof the words "six months" and by striking out the words "at least six months" and inserting in lieu thereof the words "at least three months".

31 Stat. 1246.

SEC. 7. Section 361 of said Act approved March 3, 1901 (title 20, sec. 601, D. C. Code, 1940), is amended by striking the period at the end of said section and inserting in lieu thereof a colon and the following words: "Provided, That said account may be rendered six months from the date of his letters."

31 Stat. 1247.

Approved June 24, 1949.

[CHAPTER 243]

AN ACT

June 24, 1949
[S. 1132]
[Public Law 126]

To amend section 137 of the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, relating to the time within which a caveat may be filed to a will after the will has been probated.

D. C. Code, amend-
ment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 137 of the Act entitled "An Act to establish a code of law for the District

of Columbia", approved March 3, 1901 (title 19, sec. 309, D. C. Code, 1940), is amended to read as follows:

31 Stat. 1212.

"SEC. 137. CAVEAT.—If, upon the hearing of the application to admit a will to probate, the court shall decree that the same be admitted to probate, any person in interest may file a caveat to said will and pray that the probate thereof may be revoked at any time within one year after such decree."

Approved June 24, 1949.

[CHAPTER 244]

AN ACT

To amend the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, to provide a family allowance and a simplified procedure in the settlement of small estates.

June 24, 1949
[S. 1135]
[Public Law 127]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to establish a code of law for the District of Columbia", approved March 3, 1901, as amended, is amended by adding to chapter 5 thereof a new subchapter 9 to read as follows:

D. C. Code, amend-
ments.

31 Stat. 1231.
D. C. Code § 18-723.

"FAMILY ALLOWANCE AND ADMINISTRATION OF SMALL ESTATES

"SEC. 394. (a) Upon the death of any person leaving a surviving spouse the said surviving spouse shall be entitled to an allowance out of the personal estate of said decedent of the sum of \$500 for his or her use, and that of any minor children, to be paid in money or in specific property at its fair value as may be elected, and which allowance shall be exempt from any and all debts and obligations of the decedent, and subject only to payment of funeral expenses not exceeding \$200; and, if there be no surviving spouse, the surviving minor children if any there be shall be entitled to a like allowance, and which shall be payable, in the discretion of the probate court, to the person having their custody or to such other person as it shall designate, and shall be used by such person solely for said minor's care and maintenance. Said family allowance shall be in addition to the respective share or shares of the surviving spouse and children.

Family allowance.

"(b) When any person dies, leaving a small estate consisting only of personal property of a value not in excess of \$500, and there be a surviving spouse or minor children entitled to the family allowance authorized in the preceding section, if such surviving spouse or minor children (acting through the person having their custody or a next friend) file in the probate court a petition, under oath, declaring: The time and place of decedent's death; the known next of kin; the known assets and by whom held; that petitioner has made a diligent search to discover all assets of the deceased; the amount of funeral expenses and to whom due; and that said assets do not exceed \$500 in value; the probate court, if satisfied that the allegations in the petition are true, shall pass a final order (1) declaring that no formal administration is necessary and no probate is required of any will; (2) fixing the amount of funeral expenses allowable, to whom due, and out of what property to be paid; (3) vesting title to the remainder of the property in the surviving spouse or minor children, as the case may be, in satisfaction of his, her, or their family allowance; and (4) directing the person or persons having possession of said property to pay over, transfer, and deliver the same as allotted. The probate court may also authorize in said order, or by further order, the sale of any of said property as the exigencies of the situation require.

Small estates.

Filing of petition.

"(c) (1) When anyone dies intestate, leaving a small estate consisting only of personal property of a value not in excess of \$500, and

Person dying intestate.

Filing of petition.

there be no spouse or minor children surviving, if the person entitled to be preferred in the appointment of an administrator files in the probate court a petition, under oath, declaring: The time and place of decedent's death; the known next of kin; that diligent search has been made for a will; the known creditors, together with the amount of each claim, including contingent and disputed claims; and funeral expenses; the known assets and by whom held; that petitioner has made a diligent search to discover all assets and debts of the deceased; that said assets do not exceed \$500 in value; and that there are no known legal proceedings pending in which the decedent is a party; the probate court, if satisfied that the allegations in said petition are true, shall pass a preliminary order declaring that no formal administration is necessary and instructing the petitioner to publish once in substantially the usual form notice to creditors to exhibit their claims duly authenticated, within thirty days after such notice, and which notice shall be inserted in one newspaper of general circulation in the District of Columbia as said court shall direct.

Distribution of estate.

"(2) Whenever such a preliminary order has been passed and the notice has been published and the time provided in such notice has expired, the petitioner shall file, under oath, a statement, with the usual proof of publication attached, that the notice has been published, and that the said time has expired, and listing all then known creditors, including contingent and disputed claims, and the amount of each claim. If satisfied that said statement is true, and after hearing and disposing of any objections filed in the probate court by anyone interested in the estate, the probate court shall pass a final order (1) directing the petitioner to pay from the estate all of said claims, in the order of priority provided by law, and (2) authorizing any person having possession of any property of the decedent's estate to transfer, pay over, and deliver the same in accordance with petitioner's directions, and (3) decreeing that, after the Register of Wills certifies upon said final order that he has seen the vouchers for the payment of said claims and is satisfied that said claims, as well as the fees hereinafter provided for, have been paid, then the remaining balance of the estate, if any, shall be vested as follows: First, in the adult surviving children equally, and, secondly, if there be no adult surviving children, then in those persons who would be entitled thereto under the statute of distributions (the share of any minor shall be payable, in the discretion of the probate court, to the person having custody or to such other person as it shall designate, to be used solely for the care and maintenance of such minor).

Sale of property.

"(3) The probate court may also provide in its final order for sale of any property, upon such terms as it deems advisable, and for the distribution of the proceeds in accordance with its final order.

Nonliability.

"(d) In the absence of fraud, no person who pays over, transfers, or delivers any property pursuant to the provisions of a final order entered under section 394 (b), or to the directions of a petitioner acting under authority of a final order under section 394 (c), shall be liable for the application thereof, nor shall any such person, nor any person who receives any property pursuant to the provisions of a final order entered under section 394 (b), or to the directions of a petitioner acting under authority of a final order under section 394 (c), be responsible for any claims on account of the payment, transfer, delivery, or receipt of such property; and the property distributed pursuant to a final order in either case shall be and become the absolute property of the respective distributees thereof.

"(e) No petitioner under this Act shall be required to be represented by an attorney, or to give bond, nor receive any commission for performing any work or services hereunder.

“(f) The Register of Wills shall prepare, and make available, forms whereby the petition and final order under section 394 (b), and the petition, preliminary order, the statement, the final order, and the certificate of payment under section 394 (c), shall constitute in each case one connected instrument. In lieu of all other fees, costs, or charges, the Register of Wills shall receive a fee of \$5 for all services and work administered under this Act, including the taking of all affidavits, plus a fee of 25 cents for each certified copy of the aforesaid instruments.

Forms.

Fee.

“(g) The discovery of any additional property of the decedent, after the filing of a petition in either case provided for in this Act, shall be reported by the petitioner to the probate court as soon as discovered by him. The existence of said additional property shall not invalidate any proceedings under this Act except when the additional property is discovered before the passage of the final order provided for, and either (1) is real estate or (2) increases the total value of the estate to more than \$500, in which case no final order shall be passed under this Act and the court shall require regular administration. Where additional property is discovered after passage of the final order, if said property is entirely personal and does not increase the value of the total estate to more than \$500, then such additional property may be distributed pursuant to a new petition under the appropriate section of this Act; in all other cases such additional property may not be distributed under this Act.

Additional property.

“(h) Any person who makes a false affidavit under this Act, or who willfully violates any order of the probate court under this Act or any other provision of this Act, shall be liable to a fine of not exceeding \$500 for each offense.

Penalty.

“(i) All Acts or parts of Acts inconsistent with the provisions of this Act shall be, and they are hereby, repealed to the extent of such inconsistency but only to such extent.

“(j) This Act shall apply to the estates of all persons dying after the date of the approval of this Act.”

Applicability.

Approved June 24, 1949.

[CHAPTER 245]

AN ACT

To amend section 9 of the Act of May 22, 1928, as amended, authorizing and directing a national survey of forest resources.

June 25, 1949
[S. 979]
[Public Law 128]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That to enable the Secretary of Agriculture to complete and keep current the forest survey authorized by section 9 of the Act of May 22, 1928, as amended (45 Stat. 699, 702; 58 Stat. 265; 16 U. S. C. 581h), so that a continuous and comprehensive timber inventory will be maintained as part of the forest conservation program, said section is amended (1) by striking out “\$750,000” and inserting “\$1,000,000”; (2) by striking out “\$6,500,000” and inserting “\$11,000,000”; and (3) by striking out “\$250,000” and inserting “\$1,500,000”.

National survey of forest resources.

Approved June 25, 1949.

[CHAPTER 246]

AN ACT

Granting the consent and approval of Congress to an interstate forest fire protection compact.

June 25, 1949
[S. 1659]
[Public Law 129]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent

Northeastern Interstate Forest Fire Protection Compact.
Consent of Congress.

Canada.

and approval of Congress is hereby given to an interstate forest fire protection compact, as hereinafter set out; but before any province of the Dominion of Canada shall be made a party to such compact, the further consent of Congress shall first be obtained. Such compact reads as follows:

NORTHEASTERN INTERSTATE FOREST FIRE PROTECTION COMPACT

ARTICLE I

The purpose of this compact is to promote effective prevention and control of forest fires in the northeastern region of the United States and adjacent areas in Canada by the development of integrated forest fire plans, by the maintenance of adequate forest fire fighting services by the member states, by providing for mutual aid in fighting forest fires among the states of the region and for procedures that will facilitate such aid, and by the establishment of a central agency to coordinate the services of member states and perform such common services as member states may deem desirable.

ARTICLE II

This agreement shall become operative immediately as to those states ratifying it whenever any two or more of the states of Maine, New Hampshire, Vermont, Rhode Island, Connecticut, New York and the Commonwealth of Massachusetts have ratified it and the Congress has given its consent. Any state not mentioned in this article which is contiguous with any member state may become a party to this compact. Subject to the consent of the Congress of the United States, any province of the Dominion of Canada which is contiguous with any member state may become a party to this compact by taking such action as its laws and the laws of the Dominion of Canada may prescribe for ratification. In this event, the term "state" in this compact shall include within its meaning the term "province" and the procedures prescribed shall be applied in the instance of such provinces, in accordance with the forms and practices of the Canadian Government.

ARTICLE III

Each state joining herein shall appoint three representatives to a Commission hereby designated as the Northeastern Forest Fire Protection Commission. One shall be the State Forester or officer holding an equivalent position in such state who is responsible for forest fire control. The second shall be a member of the legislature of such state designated by the Commission or committee on interstate cooperation of such state, or if there be none, or if said Commission on interstate cooperation cannot constitutionally designate the said member, such legislator shall be designated by the governor thereof: provided that if it is constitutionally impossible to appoint a legislator as a Commissioner from such state, the second member shall be appointed by the governor of said state in his discretion. The third member shall be a person designated by the governor as the responsible representative of the governor. In the event that any province of the Dominion of Canada shall become a member of this Commission, it shall designate three members who will approximate this pattern of representation to the extent possible under the law and practices of such province. This Commission shall be a body corporate with the powers and duties set forth herein.

ARTICLE IV

It shall be the duty of the Commission to make inquiry and ascertain from time to time such methods, practices, circumstances and conditions as may be disclosed for bringing about the prevention and control of forest fires in the area comprising the member states, to coordinate the forest fire plans and the work of the appropriate agencies of the member states and to facilitate the rendering of aid by the member states to each other in fighting forest fires.

The Commission shall formulate and, in accordance with need, from time to time, revise a regional forest fire plan for the entire region covered by the compact which shall serve as a common forest fire plan for that area.

The Commission shall, more than one month prior to any regular meeting of the legislature in any signatory state, present to the governor and to the legislature of the state its recommendations relating to enactments to be made by the legislature of that state in furthering the interests and purposes of this compact.

The Commission shall consult with and advise the appropriate administrative agencies of the states party hereto with regard to problems connected with the prevention and control of forest fires and recommend the adoption of such regulations as it deems advisable.

The Commission shall have power to recommend to the signatory states any and all measures that will effectuate the prevention and control of forest fires.

ARTICLE V

Any two or more member states may designate the Northeastern Forest Fire Protection Commission as a joint agency to maintain such common services as those states deem desirable for the prevention and control of forest fires. Except in those cases where all member states join in such designation for common services, the representatives of any group of such designating states in the Northeastern Forest Fire Protection Commission shall constitute a separate section of such Commission for the performance of the common service or services so designated provided that, if any additional expense is involved, the states so acting shall appropriate the necessary funds for this purpose. The creation of such a section as a joint agency shall not affect the privileges, powers, responsibilities or duties of the states participating therein as embodied in the other articles of this compact.

ARTICLE VI

The Commission may request the United States Forest Service to act as the primary research and coordinating agency of the Northeastern Forest Fire Protection Commission, in cooperation with the appropriate agencies in each state and the United States Forest Service may accept the initial responsibility in preparing and presenting to the Commission its recommendations with respect to the regional fire plan. Representatives of the United States Forest Service may attend meetings of the Commission and of groups of member states.

U. S. Forest Service.

ARTICLE VII

The Commission shall annually elect from its members a chairman and a vice-chairman. The Commission shall appoint such officers or employees as may be required to carry the provisions of this compact into effect, shall fix and determine their duties, qualifications and compensation, and may at its pleasure, remove or discharge any such

officer or employee. The Commission shall adopt rules and regulations for the conduct of its business. It may establish and maintain one or more offices for the transaction of its business and may meet at any time or place but must meet at least once a year.

A majority of the members of the Commission representing a majority of the signatory states shall constitute a quorum for the transaction of its general business, but no action of the Commission imposing any obligation on any signatory state shall be binding unless a majority of the members from such signatory state shall have voted in favor thereof. For the purpose of conducting its general business, voting shall be by state units.

The representatives of any two or more member states, upon notice to the Chairman as to the time and purpose of the meeting, may meet as a Section for the discussion of problems common to those states.

Sections established by groups of member states shall have the same powers with respect to officers, employees and the maintenance of offices as are granted by this article to the Commission. Sections may adopt such rules, regulations and procedures as may be necessary for the conduct of their business.

ARTICLE VIII

It shall be the duty of each member state to formulate and put in effect a forest fire plan for that state and to take such measures as may be recommended by the Commission to integrate such forest fire plan with the regional forest fire plan.

Whenever the state forest fire control agency of a member state requests aid from the state forest fire control agency of any other member state in combatting, controlling or preventing forest fires, it shall be the duty of the state forest fire control agency of that state to render all possible aid to the requesting agency which is consonant with the maintenance of protection at home.

Each signatory state agrees to render aid to the Forest Service or other agencies of the government of the United States in combatting, controlling or preventing forest fires in areas under their jurisdiction located within the member state or a contiguous member state.

ARTICLE IX

Whenever the forces of any member state are rendering outside aid pursuant to the request of another member state under this compact, the employees of such state shall, under the direction of the officers of the state to which they are rendering aid, have the same powers (except the power of arrest), duties, rights, privileges and immunities as comparable employees of the state to which they are rendering aid.

No member state or its officers or employees rendering outside aid pursuant to this compact shall be liable on account of any act or omission on the part of such forces while so engaged, or on account of the maintenance or use of any equipment or supplies in connection therewith.

All liability that may arise either under the laws of the requesting state or under the laws of the aiding state or under the laws of a third state on account of or in connection with a request for aid, shall be assumed and borne by the requesting state.

Any member state rendering outside aid pursuant to this compact shall be reimbursed by the member state receiving such aid for any loss or damage to, or expense incurred in the operation of any equipment answering a request for aid, and for the cost of all materials, transportation, wages, salaries, and maintenance of employees and equipment incurred in connection with such request. Provided, that

nothing herein contained shall prevent any assisting member state from assuming such loss, damage, expense or other cost or from loaning such equipment or from donating such services to the receiving member state without charge or cost.

Each member state shall provide for the payment of compensation and death benefits to injured employees and the representatives of deceased employees in case employees sustain injuries or are killed while rendering outside aid pursuant to this compact, in the same manner and on the same terms as if the injury or death were sustained within such state.

For the purposes of this compact the term employee shall include any volunteer or auxiliary legally included within the forest fire fighting forces of the aiding state under the laws thereof.

The Commission shall formulate procedures for claims and reimbursement under the provisions of this article.

Aid by a member state to an area subject to federal jurisdiction beyond the borders of such state shall not be required under this compact unless substantially the same provisions of this article relative to powers, liabilities, losses and expenses in connection with such aid are embodied in federal laws.

ARTICLE X

When appropriations for the support of this Commission or for the support of common services maintained by the Commission or a section thereof under the provisions of Article V are necessary, the Commission or section thereof shall allocate the costs among the states affected with consideration of the amounts of forested land in those states that will receive protection from the service to be rendered and the extent of the forest fire problem involved in each state, and shall submit its recommendations accordingly to the legislatures of the affected states.

The Commission shall submit to the governor of each state, at such time as he may request, a budget of its estimated expenditures for such period as may be required by the laws of such state for presentation to the legislature thereof.

The Commission shall keep accurate books of account, showing in full its receipts and disbursements, and said books of account shall be open at any reasonable time to the inspection of such representatives of the respective signatory states as may be duly constituted for that purpose.

On or before the first day of December of each year, the Commission shall submit to the respective governors of the signatory states a full and complete report of its activities for the preceding year.

ARTICLE XI

The representatives from any member state may appoint and consult with an advisory committee composed of persons interested in forest fire protection.

The Commission may appoint and consult with an advisory committee of representatives of all affected groups, private and governmental.

ARTICLE XII

The Commission may accept any and all donations, gifts and grants of money, equipment, supplies, materials and services from the federal or any local government, or any agency thereof and from any person, firm or corporation, for any of its purposes and functions under this compact, and may receive and utilize the same subject to the terms, conditions and regulations governing such donations, gifts and grants.

ARTICLE XIII

Nothing in this compact shall be construed to authorize or permit any member state to curtail or diminish its forest fire fighting forces, equipment, services or facilities, and it shall be the duty and responsibility of each member state to maintain adequate forest fire fighting forces and equipment to meet normal demands for forest fire protection within its borders.

Nothing in this compact shall be construed to limit or restrict the powers of any state ratifying the same to provide for the prevention, control and extinguishment of forest fires, or to prohibit the enactment or enforcement of state laws, rules or regulations intended to aid in such prevention, control and extinguishment in such state.

Nothing in this compact shall be construed to affect any existing or future cooperative relationship or arrangement between the United States Forest Service and a member state or states.

ARTICLE XIV

Continuance in force.

This compact shall continue in force and remain binding on each state ratifying it until the legislature or the governor of such state takes action to withdraw therefrom. Such action shall not be effective until six months after notice thereof has been sent by the chief executive of the state desiring to withdraw to the chief executives of all states then parties to the compact.

SEC. 2. Without further submission of the compact, the consent of Congress is given to any State to become a party to it in accordance with its terms.

Rights reserved.

SEC. 3. The right to alter, amend, or repeal this Act is expressly reserved.

Approved June 25, 1949.

[CHAPTER 247]

AN ACT

June 25, 1949

[H. R. 263]

[Public Law 130]

To authorize the Secretary of the Navy to grant to the county of Orange, California, a perpetual easement for the maintenance and operation of a public highway, and to grant to the Irvine Company, a corporation, a perpetual easement for the maintenance, operation, and use of a water pipe line, in the vicinity of the naval air base, Santa Ana, Orange County, California.

Orange County, Calif.
Easement for highway.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he hereby is, authorized to grant to the county of Orange, State of California, a perpetual easement for public-highway purposes over and upon that portion of the strip of land fifty feet in width described in paragraph g (a) of the judgment of condemnation made and entered July 14, 1947, in case numbered 2398-Y, Civil, in the District Court of the United States for the Central Division of the Southern District of California, which lies within lot 67, block 10, of Irvine's subdivision, Orange County, California, subject to the rights, easements, and conditions relating thereto as provided in paragraph 3 of said judgment.

Irvine Co., W. Va.
Easement for pipe line.

SEC. 2. That the Secretary of the Navy be, and he hereby is, authorized to grant to the Irvine Company, a West Virginia corporation, with place of business in Orange County, California, a perpetual easement for the operation, maintenance, repair, replacement, and use of that portion of the existing reinforced pipe line for the transportation of water particularly described in paragraph 1c of said judgment of condemnation of July 14, 1947, in said case numbered 2398-Y, which lies within said lot 67, block 10, said Irvine's subdivision, to be operated and used by said grantee in connection with and as a part

of the water pipe line easement excluded from and revested in the said Irvine Company, a corporation, in said judgment.

Approved June 25, 1949.

[CHAPTER 248]

AN ACT

To amend section 312 of the Officer Personnel Act of 1947, as amended, so as to provide for the retention of certain officers of the Medical and Dental Corps of the Navy.

June 25, 1949
[H. R. 4516]
[Public Law 131]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Officer Personnel Act of 1947, as amended, is hereby further amended by deleting in the third proviso to subsection (b) of section 312 the words "twenty-two in the Medical Corps," and the words "and twelve in the Dental Corps"; by inserting in the said proviso after the comma following the words "Civil Engineer Corps" the words "in the Medical Corps and in the Dental Corps a number as determined necessary by the Secretary of the Navy to meet the needs of the service"; by deleting in the said subsection the words "*And provided further*" and substituting in lieu thereof the words "*Provided further*"; and by adding at the end of the said subsection the following proviso: "*And provided further*, That until June 30, 1952, no captain of the Medical Corps or of the Dental Corps shall be subject to involuntary retirement pursuant to this subsection prior to reaching the age of sixty-two".

Officer Personnel
Act of 1947, amend-
ment.
61 Stat. 858.
34 U. S. C., Supp.
II, § 410j (b).

Approved June 25, 1949.

[CHAPTER 255]

AN ACT

To authorize completion of construction and development of the Eden project, Wyoming.

June 28, 1949
[S. 55]
[Public Law 132]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to complete the construction, including any necessary preconstruction surveys and investigations, of the irrigation features of the Eden project, Wyoming, as approved by the President on September 18, 1940 (Senate Document Numbered 18, Seventy-seventh Congress, first session (1941), page 29), with such modification in physical features as the Secretary of the Interior may find will result in greater engineering and economic feasibility: *Provided*, That of the construction costs of the irrigation features of the project not less than \$1,500,000 for the project of twenty thousand irrigable acres, or a proportionate part thereof based on the actual irrigable area as determined and announced by the Secretary of the Interior upon completion of the project, shall be reimbursable by the water users in not to exceed sixty years, and provision for the recovery thereof and for payment of the operation and maintenance costs of the irrigation features of the project shall be made by a contract or contracts satisfactory to the Secretary of the Interior: *Provided further*, That construction costs of the irrigation features of the project which are not hereby made reimbursable by the water users shall be set aside in a special account against which net revenues derived from the sale of power generated at the hydroelectric plants of the Colorado River storage project in the Upper Basin shall be charged when such plants are constructed.

Eden project, Wyo.
Completion of con-
struction, etc.

Sec. 2. That the Secretary of Agriculture is authorized to complete the land development and settlement features of the project in accordance with the general plan approved by the President on September 18, 1940, including the acquisition of such lands, or interests in lands,

Land development,
etc.

as may be necessary, and the extension of technical advice and assistance to settlers in matters of farm practice, soil conservation, and efficient land use: *Provided, however,* That the total reimbursable cost of the land development and settlement features of the project shall be not less than \$373,000 for the project of twenty thousand irrigable acres with proportionate adjustment, if necessary, based on the actual irrigable area as determined upon completion of the project.

Allotment of
moneys.

Appropriation au-
thorized.

SEC. 3. To carry out the purposes of this Act, the Secretary of the Interior and the Secretary of Agriculture are hereby authorized to allot any moneys available from appropriations heretofore made to the Department of the Interior and the Department of Agriculture, respectively, for "water conservation and utility projects" and "water conservation and utilization projects", and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to the Department of the Interior and the Department of Agriculture, respectively, such sums of money as may be necessary to complete the project.

Approved June 28, 1949.

[CHAPTER 256]

AN ACT

To provide for the collection and publication of cotton statistics.

June 28, 1949
[H. R. 3444]
[Public Law 133]

Cotton statistics.
13 U. S. C. § 72.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of April 2, 1924 (43 Stat. 31), be amended to read as follows: "That the statistics of the quantity of cotton ginned shall show the quantity ginned from each crop prior to August 1, August 16, September 1, September 16, October 1, October 18, November 1, November 14, December 1, December 13, January 16, and March 1: *Provided,* That the Director of the Census may limit the canvasses of August 1 and August 16 to those sections of the cotton-growing States in which cotton has been ginned. The quantity of cotton consumed in manufacturing establishments, the quantity of baled cotton on hand, the number of active consuming cotton spindles, the number of active spindle-hours, and the statistics of cotton imported and exported shall relate to each month, and shall be published as soon as possible after the close of the month. The Director of the Census shall furnish to the Department of Agriculture, immediately prior to the publication of each report of that Department regarding the cotton crop, the latest available statistics hereinbefore mentioned, and the said Department of Agriculture shall publish the same in connection with each of its reports concerning cotton."

Nonworkday.
43 Stat. 32.
13 U. S. C. § 76.

SEC. 2. That the last sentence of section 6 of the Act of April 2, 1924 (43 Stat. 31), be amended to read as follows: "When such date of release falls on Sunday, a legal holiday, or other day which pursuant to statute or Executive order is a nonworkday in the Department of Commerce at Washington generally, the reports shall be issued at 11 o'clock antemeridian of the next succeeding workday."

Approved June 28, 1949.

[CHAPTER 257]

AN ACT

To continue a system of nurseries and nursery schools for the day care of school-age and under-school-age children in the District of Columbia through June 30, 1950.

June 28, 1949
[H. R. 3967]
[Public Law 134]

Day nurseries and
nursery schools, D. C.
Continuation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act to authorize and direct the Board of Public

Welfare of the District of Columbia to establish and operate in the public schools and other suitable locations a system of nurseries and nursery schools for day care of school-age and under-school-age children, and for other purposes", approved July 16, 1946, as amended, is amended by striking out "and until June 30, 1949" and inserting in lieu thereof "and until June 30, 1950".

SEC. 2. Section 3 of such Act is amended to read as follows:

"SEC. 3. The Board is authorized to make and enforce rules and regulations governing admission to and use and enjoyment of said nurseries and nursery schools, including the fixing of fees to be charged parents for care and maintenance therein of their children; which fees shall, as near as practicable, equal the expenditures of the District of Columbia for personal services, labor, food, and supplies in the operation and maintenance of such nurseries and nursery schools: *Provided*, That the Board may, in cases where parents are unable to pay for such care waive all or part of such fees. All fees collected under the provisions of this Act shall be paid to the Collector of Taxes of the District of Columbia and deposited into the Treasury of the United States to the credit of an account to be known as 'Miscellaneous trust-fund deposits, District of Columbia—Day Care Nurseries', said fund to be available, in addition to appropriations made pursuant to section 4 of this Act, for expenditure for the purposes of this Act: *Provided*, That such fund shall be audited and disbursed in the same manner as other trust funds are audited and disbursed by the District of Columbia: *And provided further*, That any balance remaining in such trust-fund account after June 30, 1950, shall be covered into the Treasury to the credit of miscellaneous receipts of the District of Columbia."

SEC. 3. Section 4 of such Act is amended to read as follows:

"SEC. 4. There is authorized to be appropriated for the fiscal year ending June 30, 1950, out of any moneys in the Treasury of the United States to the credit of the District of Columbia not otherwise appropriated, not exceeding \$100,000 to carry out the purposes of this Act."

SEC. 4. Section 2 of this Act shall take effect July 1, 1949.

Approved June 28, 1949.

[CHAPTER 266]

AN ACT

Relating to loans by Federal agencies for the construction of certain public works.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph under the subheading "Office of the Administrator" of the heading "Federal Works Agency" of title 1 of the First Deficiency Appropriation Act, 1946 (59 Stat. 638), is amended by striking out the second colon and the following: "*Provided*, That no loans shall be made or participated in by any Federal agency for the construction of any public works, plans for which have been wholly or partly financed out of this appropriation, except in pursuance of a specific authorization".

Approved June 28, 1949.

[CHAPTER 267]

AN ACT

To provide for the payment of compensation to the Swiss Government for losses and damages inflicted on Swiss territory during World War II by United States armed forces in violation of neutral rights, and authorizing appropriations therefor.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary

60 Stat. 540; 62 Stat. 507.

60 Stat. 541.

Rules and regulations.

Fees.

Waiver of fees.

Trust-fund account.

Infra.

60 Stat. 541; 62 Stat. 507.

Appropriation authorized.

Post, p. 873.

Effective date.

June 28, 1949
[H. R. 1771]
[Public Law 135]

Loans for public works.

June 28, 1949
[H. R. 4392]
[Public Law 136]

Swiss Government.
Compensation for damages.

Limitation.

Appropriations
authorized.
Post, p. 878.

of State is authorized to pay to the Government of Switzerland such sums as the Secretary of State, in consultation with the Secretary of the Army, shall determine to be necessary to provide compensation for losses and damages inflicted on persons and property in Switzerland during World War II by units of the United States armed forces in violation of neutral rights: *Provided, however,* That the total amount of compensation authorized herein shall not exceed \$16,000,000.

SEC. 2. Appropriations are hereby authorized to carry out the purpose of this Act.

Approved June 28, 1949.

[CHAPTER 268]

JOINT RESOLUTION

Granting certain extensions of time for tax purposes.

June 28, 1949
[H. J. Res. 276]
[Public Law 137]

Revenue Act of 1942,
amendments.
56 Stat. 944, 952;
62 Stat. 387.
26 U. S. C. §§ 812,
826, 861, 1000 notes;
Supp. II §§ 811, 812,
826, 861, 1000 notes.
56 Stat. 985; 61 Stat.
133.
50 U. S. C., Supp.
II, app. § 1191 (j).

62 Stat. 697.
18 U. S. C., Supp.
II, § 283.

Retired officers of
armed forces.
Prosecution of claims
against U. S.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 403 (d) (3) and 452 (c) of the Revenue Act of 1942 (relating to release of certain powers of appointment in the case of the estate and gift taxes) are hereby amended by striking out "1949" wherever appearing therein and inserting in lieu thereof "1950".

SEC. 2. (a) Subsection (j) of the Renegotiation Act, as amended (U. S. C., 1946 edition, Supp. I, title 50 App., sec. 1191 (j)), is hereby amended by striking out "June 30, 1949" and inserting in lieu thereof "June 30, 1950".

(b) Section 283 of title 18 of the United States Code is hereby amended by inserting after the first paragraph thereof a new paragraph as follows:

"Retired officers of the armed forces of the United States, while not on active duty, shall not by reason of their status as such be subject to the provisions of this section. Nothing herein shall be construed to allow any such retired officer within two years next after his retirement to act as agent or attorney for prosecuting or assisting in the prosecution of any claim against the United States involving the department in whose service he holds a retired status, or to allow any such retired officer to act as agent or attorney for prosecuting or assisting in the prosecution of any claim against the United States involving any subject matter with which he was directly connected while he was in an active-duty status."

Approved June 28, 1949.

[CHAPTER 272]

AN ACT

June 29, 1949
[S. 257]
[Public Law 138]

Interstate Com-
merce Act, amend-
ments.
49 Stat. 546.
49 U. S. C. § 304.
Time limitation.

Recovery of over-
charges.

To amend the Interstate Commerce Act, as amended, so as to provide limitations on the time within which actions may be brought for the recovery of undercharges and overcharges by or against common carriers by motor vehicles, common carriers by water, and freight forwarders.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That part II of the Interstate Commerce Act, as amended, is amended by inserting after section 204 thereof a new section as follows:

"SEC. 204a. (1) All actions at law by common carriers by motor vehicle subject to this part for the recovery of their charges, or any part thereof, shall be begun within two years from the time the cause of action accrues, and not after.

"(2) For recovery of overcharges, action at law shall be begun against common carriers by motor vehicle subject to this part within

two years from the time the cause of action accrues, and not after, subject to paragraph (3) of this section, except that if claim for the overcharge has been presented in writing to the carrier within the two-year period of limitation said period shall be extended to include six months from the time notice in writing is given by the carrier to the claimant of disallowance of the claim, or any part or parts thereof, specified in the notice.

“(3) If on or before expiration of the two-year period of limitation in paragraph (2) a common carrier by motor vehicle subject to this part begins action under paragraph (1) for recovery of charges in respect of the same transportation service, or, without beginning action, collects charges in respect of that service, said period of limitation shall be extended to include ninety days from the time such action is begun or such charges are collected by the carrier.

“(4) The cause of action in respect of a shipment of property shall, for the purposes of this section, be deemed to accrue upon delivery or tender of delivery thereof by the carrier, and not after.

“(5) The term ‘overcharges’ as used in this section shall be deemed to mean charges for transportation services in excess of those applicable thereto under the tariffs lawfully on file with the Commission.

“(6) The provisions of this section shall apply only to cases in which the cause of action may accrue after the date of the enactment of this section.”

SEC. 2. Subsection (a) of section 308 of the Interstate Commerce Act, as amended, is hereby amended to read as follows:

“(a) For the purposes of this section the term ‘carrier’ means a common carrier by water.”

SEC. 3. (a) Subsection (f) (1) of section 308 of the Interstate Commerce Act, as amended, is hereby amended to read as follows:

“(1) (A) All actions at law by carriers subject to this part for the recovery of their charges, or any part thereof, shall be begun within two years from the time the cause of action accrues, and not after.

“(B) All complaints against carriers for the recovery of damages not based on overcharges shall be filed with the Commission within two years from the time the cause of action accrues, and not after, subject to subdivision (D).

“(C) For the recovery of overcharges action at law shall be begun or complaint filed with the Commission against carriers subject to this part within two years from the time the cause of action accrues, and not after, subject to subdivision (D), except that if claim for the overcharge has been presented in writing to the carrier within the two-year period of limitation said period shall be extended to include six months from the time notice in writing is given by the carrier to the claimant of disallowance of the claim, or any part or parts thereof, specified in the notice.

“(D) If on or before expiration of the two-year period of limitation in subdivision (B) or the two-year period of limitation in subdivision (C) a carrier subject to this part begins action under subdivision (A) for recovery of charges in respect of the same transportation service, or, without beginning action, collects charges in respect of that service, said period of limitation shall be extended to include ninety days from the time such action is begun or such charges are collected by the carrier.”

(b) The amendments made by subsection (a) of this section shall apply only to cases in which the cause of action may accrue after the date of the enactment of this Act.

SEC. 4. Paragraph (5) of subsection (f) of section 308 of the Interstate Commerce Act, as amended, is hereby repealed.

SEC. 5. Part IV of the Interstate Commerce Act, as amended, is

“Overcharges.”

54 Stat. 940.
49 U. S. C. § 908 (a).

“Carrier.”

54 Stat. 941.
49 U. S. C. § 908 (f)
(1).

Time limitation.

Recovery of damages.

Repeal.
54 Stat. 941.
49 U. S. C. § 908 (f)
(5).

56 Stat. 288.
49 U. S. C. § 1006.

Freight forwarders.

hereby amended by inserting after section 406 thereof a new section as follows:

"SEC. 406a. (1) All actions at law by freight forwarders subject to this part for the recovery of their charges, or any part thereof, shall be begun within two years from the time the cause of action accrues, and not after.

"(2) For recovery of overcharges action at law shall be begun against freight forwarders subject to this part within two years from the time the cause of action accrues, and not after, subject to paragraph (3) of this section, except that if claim for the overcharge has been presented in writing to the freight forwarder within the two-year period of limitation said period shall be extended to include six months from the time notice in writing is given by the freight forwarder to the claimant of disallowance of the claim, or any part or parts thereof, specified in the notice.

"(3) If on or before expiration of the two-year period of limitation in paragraph (2) a freight forwarder subject to this part begins action under paragraph (1) for recovery of charges in respect of the same service, or, without beginning action, collects charges in respect of that service, said period of limitation shall be extended to include ninety days from the time such action is begun or such charges are collected by the freight forwarder.

"(4) The cause of action in respect of a shipment of property shall, for the purposes of this section, be deemed to accrue upon delivery or tender of delivery thereof by the freight forwarder, and not after.

"Overcharges."

"(5) The term 'overcharges' as used in this section shall be deemed to mean charges for service in excess of those applicable thereto under the tariffs lawfully on file with the Commission.

"(6) The provisions of this section shall apply only to cases in which the cause of action may accrue after the date of the enactment of this section."

Approved June 29, 1949.

[CHAPTER 273]

AN ACT

June 29, 1949
[S. 1089]

[Public Law 139]

To amend section 8c of the Agricultural Adjustment Act, relating to marketing agreements and orders, to authorize the Secretary of Agriculture to issue orders under such section with respect to filberts and almonds.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsections (2) and (6) of section 8c of the Agricultural Adjustment Act, as amended (7 U. S. C. 608c (2) and (6)), are amended by inserting "filberts, almonds," after the word "including" in the phrase "including pecans and walnuts".

49 Stat. 754, 755.
7 U. S. C., Supp.
II, § 608c (2), (6).

Approved June 29, 1949.

[CHAPTER 274]

AN ACT

June 29, 1949
[H. R. 1837]

[Public Law 140]

To amend the Nationality Act of 1940.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That that part of subparagraph (7) of paragraph (b) of section 324A of the Nationality Act of 1940, as amended (54 Stat. 1137; 8 U. S. C. 907), reading: "Section 334 (e)" is hereby amended to read: "Section 334 (c)".

62 Stat. 282.
8 U. S. C., Supp. II,
§ 724a (b) (7).

Approved June 29, 1949.

[CHAPTER 275]

AN ACT

Making appropriations for the Department of Labor, the Federal Security Agency, and related independent agencies, for the fiscal year ending June 30, 1950, and for other purposes.

June 29, 1949
[H. R. 3333]
[Public Law 141]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Labor, the Federal Security Agency, and related independent agencies, for the fiscal year ending June 30, 1950, namely:

Labor-Federal Security Appropriation Act, 1950.

TITLE I—DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

Salaries and expenses: For expenses necessary for the Office of the Secretary of Labor (hereafter in this title referred to as the Secretary), including personal services in the District of Columbia; health service program as authorized by law (5 U. S. C. 150); teletype news service; and payment in advance when authorized by the Secretary for dues or fees for library membership in organizations whose publications are available to members only or to members at a price lower than to the general public; \$1,154,000.

60 Stat. 903.

Salaries and expenses, Office of the Solicitor: For expenses necessary for the Office of the Solicitor for the Department of Labor, including personal services in the District of Columbia, \$1,093,900.

Post, pp. 876, 981.

Salaries and expenses, Bureau of Labor Standards: For expenses necessary for the promotion of industrial safety, employment stabilization, and amicable industrial relations for labor and industry, and for the performance of the functions vested in the Secretary by title I of the Labor-Management Relations Act, 1947 (29 U. S. C. 159 (f) and (g)), including personal services in the District of Columbia; purchase of reports and of material for informational exhibits; and expenses of attendance of cooperating officials and consultants at conferences concerned with the work of the Bureau of Labor Standards when called by the Bureau with the written approval of the Secretary; \$550,000.

Post, p. 876.

61 Stat. 136.
29 U. S. C., Supp. II,
§§ 151-167.

Salaries and expenses, Bureau of Veterans' Reemployment Rights: For expenses necessary to render assistance in connection with the exercise of reemployment rights of veterans under section 8 of the Selective Training and Service Act of 1940, as amended (50 U. S. C., App. 308), the Service Extension Act of 1941, as amended, the Army Reserve and Retired Personnel Service Law of 1940, as amended, and section 9 (h) of title I of the Selective Service Act of 1948 (Public Law 759, approved June 24, 1948), and, under the Act of June 23, 1943, as amended (50 U. S. C., App. 1472), of persons who have performed service in the Merchant Marine, including personal services in the District of Columbia, \$270,000.

54 Stat. 890.
55 Stat. 626.
50 U. S. C. app.
§§ 351-362.
54 Stat. 858.
50 U. S. C. app.
§§ 401-405.
62 Stat. 618.
50 U. S. C., Supp. II,
app. § 459 (h).
57 Stat. 162.
50 U. S. C., Supp.
II, app. § 1472 note.

BUREAU OF APPRENTICESHIP

Salaries and expenses: For expenses necessary to enable the Secretary to conduct a program of encouraging apprentice training, as authorized by the Act of August 16, 1937 (29 U. S. C. 50), including personal services in the District of Columbia, \$2,605,000.

50 Stat. 664.

BUREAU OF LABOR STATISTICS

Post, p. 743.

Salaries and expenses: For expenses necessary for the work of the Bureau of Labor Statistics, including advances or reimbursement to State, Federal, and local agencies and their employees for services rendered; personal services in the District of Columbia; and not to exceed \$15,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$5,506,500.

60 Stat. 810.

WOMEN'S BUREAU

41 Stat. 987.

Salaries and expenses: For expenses necessary for the work of the Women's Bureau, as authorized by the Act of June 5, 1920 (29 U. S. C. 11-16), including personal services in the District of Columbia and purchase of reports and material for informational exhibits; \$334,800.

WAGE AND HOUR DIVISION

Post, pp. 876, 981.
52 Stat. 1060.
29 U. S. C. §§ 201-219;
Supp. II, § 216.
Post, pp. 446, 910.
49 Stat. 2038.

Attendance at conferences.

Salaries and expenses: For expenses necessary for performing the duties imposed by the Fair Labor Standards Act of 1938, as amended, and the Act to provide conditions for the purchase of supplies and the making of contracts by the United States, approved June 30, 1936 (41 U. S. C. 38), including personal services in the District of Columbia; reimbursement to State, Federal, and local agencies and their employees for inspection services rendered; and expenses of attendance of cooperating officials and consultants at conferences concerned with the work of the Wage and Hour Division when called by the Division with the written approval of the Secretary; \$5,252,000.

GENERAL PROVISIONS

Travel expenses.

SEC. 102. Appropriations under this title available for salaries and expenses shall be available for travel expenses and, when specifically authorized by the Secretary, for expenses of attendance at meetings concerned with the function or activity for which any such appropriation is made.

Stenographic reporting service.

60 Stat. 810.

SEC. 103. Appropriations under this title available for salaries and expenses shall be available for stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

60 Stat. 843.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.

SEC. 104. Appropriations under this title available for salaries and expenses shall be available for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672).

SEC. 105. Appropriations under this title available for salaries and expenses shall be available for printing and binding.

Transfer of funds.

SEC. 106. The Secretary, if he finds it necessary for the practical and efficient operation of the Department, shall have the authority to transfer funds from any appropriation herein made available for salaries and expenses to any other such appropriation, but no appropriation shall be either increased or decreased more than 5 per centum by such transfers: *Provided*, That any such transfers shall not be used for the purpose of creating new functions within the Department.

Citation of title.

SEC. 107. This title may be cited as the "Department of Labor Appropriation Act, 1950".

Federal Security Agency Appropriation Act, 1950.

TITLE II—FEDERAL SECURITY AGENCY

AMERICAN PRINTING HOUSE FOR THE BLIND

41 Stat. 272.

Education of the blind: For carrying out the Act of August 4, 1919, as amended (20 U. S. C. 101), \$115,000.

BUREAU OF EMPLOYEES' COMPENSATION

Salaries and expenses: For necessary administrative expenses, including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and not to exceed \$46,000 for the Employees' Compensation Board of Appeals; \$1,466,000, together with not to exceed \$115,000 to be derived from the War Claims Fund created by section 13 (a) of the War Claims Act of 1948 (Public Law 896, approved July 3, 1948): *Provided*, That section 3709, Revised Statutes, as amended, shall not apply to any purchase or service outside continental United States when the aggregate amount involved does not exceed \$500.

Employees' compensation fund: For the payment of compensation and other benefits and expenses (except administrative expenses) authorized by law and accruing during the current or any prior fiscal year, including payments to other Federal agencies for medical and hospital services pursuant to agreement approved by the Bureau of Employees' Compensation; continuation of payment of benefits as provided for under the head "Civilian War Benefits" in the Federal Security Agency Appropriation Act, 1947; the advancement of costs for enforcement of recoveries in third-party cases; the furnishing of medical and hospital services and supplies, treatment, and funeral and burial expenses, including transportation and other expenses incidental to such services, treatment, and burial, for such enrollees of the Civilian Conservation Corps as were certified by the Director of such Corps as receiving hospital services and treatment at Government expense on June 30, 1943, and who are not otherwise entitled thereto as civilian employees of the United States, and the limitations and authority of the Act of September 7, 1916, as amended (5 U. S. C. 796), shall apply in providing such services, treatment, and expenses in such cases; \$13,000,000, together with not to exceed \$10,000,000 to be derived from the War Claims Fund created by section 13 (a) of the War Claims Act of 1948 (Public Law 896) and to be available for payments pursuant to sections 4 (c) and 5 (f) of such Act, which amounts may be accounted for as one fund.

Post, p. 976.

60 Stat. 810.

62 Stat. 1247.
50 U. S. C., Supp.
II, app. § 2012 (a).
41 U. S. C. § 5.
Post, p. 403.

Post, p. 976.

Medical services,
etc.

60 Stat. 696.

39 Stat. 742.

62 Stat. 1247, 1242,
1243.
50 U. S. C., Supp.
II, app. §§ 2012 (a),
2003 (c), 2004 (f).

COLUMBIA INSTITUTION FOR THE DEAF

Salaries and expenses: For the partial support of Columbia Institution for the Deaf, including personal services and miscellaneous expenses, and repairs and improvements, \$315,300.

FOOD AND DRUG ADMINISTRATION

Salaries and expenses: For necessary expenses for carrying out the Federal Food, Drug, and Cosmetic Act, as amended (21 U. S. C. 301-392); the Tea Importation Act, as amended (21 U. S. C. 41-50); the Import Milk Act (21 U. S. C. 141-149); the Federal Caustic Poison Act (15 U. S. C. 401-411); and the Filled Milk Act, as amended (21 U. S. C. 61-64); including personal services in the District of Columbia; purchase of not to exceed twenty-five passenger motor vehicles for replacement only; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); reporting and illustrating the results of investigations; purchase of chemicals, apparatus, and scientific equipment; not to exceed \$2,000 for payment in advance for special tests and analyses by contract without regard to section 3709 of the Revised Statutes; and not to exceed \$1,000 for payment of fees, travel, and per diem in connection with studies of new developments pertinent to food and drug enforcement operations; \$4,802,500.

Salaries and expenses, certification and inspection services: For

52 Stat. 1040.
21 U. S. C., Supp.
II, §§ 331, 334, 352, 357.
Post, pp. 409, 882.
29 Stat. 604; 44 Stat.
1101, 1406; 42 Stat. 1486.

60 Stat. 810.

41 U. S. C. § 5.
Post, p. 403.

52 Stat. 1049, 1052,
1055, 1058, 1059; 55
Stat. 851; 59 Stat. 463.
21 U. S. C., Supp.
II, § 357.
Post, p. 409.
Advance deposits.

60 Stat. 810.

expenses necessary for the certification or inspection of certain products in accordance with sections 406, 504, 506, 507, 604, 702A, and 706 of the Federal Food, Drug, and Cosmetic Act, as amended (21 U. S. C. 346, 354, 356, 357, 364, 372a, and 376), the aggregate of the advance deposits during the current fiscal year to cover payment of fees by applicants for certification or inspection of such products, to remain available until expended. The total amount herein appropriated shall be available for personal services in the District of Columbia and elsewhere; purchase of not to exceed five passenger motor vehicles; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of chemicals, apparatus, and scientific equipment; and the refund of advance deposits for which no service has been rendered.

FREEDMEN'S HOSPITAL

Post, p. 313.

Transfer of funds.

Salary restriction.

Salaries and expenses: For expenses necessary for operation and maintenance, including repairs; furnishing, repairing, and cleaning of wearing apparel used by employees in the performance of their official duties; transfer of funds to the appropriation "Salaries and expenses, Howard University" for salaries of technical and professional personnel detailed to the hospital; payments to the appropriation of Howard University for instruction of nurses and actual cost of heat, light, and power furnished by such university; \$2,443,000: *Provided*, That no intern or resident physician receiving compensation from this appropriation on a full-time basis shall receive compensation in the form of wages or salary from any other appropriation in this Act.

HOWARD UNIVERSITY

Salaries and expenses: For the partial support of Howard University, including personal services and miscellaneous expenses and repairs to buildings and grounds, \$2,335,000.

Plans and specifications: For the preparation of preliminary plans and specifications for construction, under the supervision of the Public Buildings Administration, on the grounds of Howard University of a preclinical medical building, including engineering and architectural services, printing and binding, advertising, and travel, \$60,000, which amount, except such part as may be necessary for the incidental expenses of the University, may be transferred to the Public Buildings Administration, Federal Works Agency, for the above purposes, to remain available until expended.

Construction of buildings: For construction of buildings on the grounds of Howard University, under the supervision of the Public Buildings Administration, Federal Works Agency, to remain available until expended, as follows:

For beginning construction of a law school building, an administration building, a biology building and greenhouse, and men's dormitory units, together with alterations and installations in connection with such construction, including engineering and architectural services, printing and binding, and travel, \$1,000,000, which amount, except such part as may be necessary for the incidental expenses of the University, may be transferred to the Public Buildings Administration, Federal Works Agency, for the purposes of this appropriation; and in addition the Public Buildings Administration is authorized to enter into contracts for construction of such buildings, which shall provide for completion at a total cost to the Federal Government not in excess of \$1,950,000 for the law school building, \$1,625,000 for the administration building, \$1,872,000 for the biology building and greenhouse, and \$1,837,000 for the men's dormitory units: *Provided*, That the limitations on contract authority and total cost may be exceeded or

Limitations on contract authority and total cost.

shall be reduced by an amount equal to the percentage increase or decrease, if any, in construction costs generally, dating from July 1, 1948, as determined by the Federal Works Administrator;

For payment of obligations incurred under authority provided under this head in the Federal Security Agency Appropriation Act, 1948, and the Federal Security Agency Appropriation Act, 1949, to enter into contracts for construction of a dental school building and an auditorium building, \$2,953,425;

For payment of obligations incurred under authority provided under this head in the First Deficiency Appropriation Act, 1948, to enter into contracts for construction of an engineering building and women's dormitory units, \$1,706,000.

61 Stat. 266.

62 Stat. 398.

62 Stat. 215.

OFFICE OF EDUCATION

Further development of vocational education: For carrying out section 3 of the Vocational Educational Act of 1946 (20 U. S. C. 15h), \$19,842,760: *Provided*, That the apportionment to the States shall be computed on the basis of not to exceed \$19,842,760 for the current fiscal year.

60 Stat. 775.
20 U. S. C. § 15j.

Promotion of vocational education in Hawaii: For carrying out section 4 of the Act of March 10, 1924 (20 U. S. C. 29), \$30,000.

43 Stat. 18.

Promotion of vocational education in Puerto Rico: For carrying out section 1 of the Act of March 3, 1931 (20 U. S. C. 30), \$105,000.

46 Stat. 1489.

Further endowment of colleges of agriculture and the mechanic arts: For carrying out section 22 of the Act of June 29, 1935 (7 U. S. C. 329), \$2,480,000.

49 Stat. 439.

Post, p. 740.

Salaries and expenses: For expenses necessary for the Office of Education, including surveys, studies, investigations, and reports regarding libraries; fostering coordination of public and school library service; coordination of library service on the national level with other forms of adult education; developing library participation in Federal projects; fostering Nation-wide coordination of research materials among libraries, interstate library coordination and the development of library service throughout the country; personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase, distribution, and exchange of educational documents, motion-picture films, and lantern slides; collection, exchange, and cataloging of educational apparatus and appliances, articles of school furniture and models of school buildings illustrative of foreign and domestic systems and methods of education, and repairing the same; \$1,975,600, of which not less than \$522,300 shall be available for the Division of Vocational Education as authorized: *Provided*, That all receipts from non-Federal agencies representing reimbursement for expenses of travel of employees of the Office of Education performing advisory functions to said agencies shall be deposited in the Treasury of the United States to the credit of this appropriation.

60 Stat. 810.

Receipts from non-Federal agencies.

OFFICE OF VOCATIONAL REHABILITATION

Payments to States (including Alaska, Hawaii, and Puerto Rico): For payments to States (including Alaska, Hawaii, and Puerto Rico) in accordance with the Vocational Rehabilitation Act, as amended (29 U. S. C. ch. 4), including payments, in accordance with regulations of the Administrator, for one-half of necessary expenditures for the acquisition of vending stands or other equipment in accordance with section 3 (a) (3) (C) of said Act for the use of blind persons, such stands or other equipment to be controlled by the State agency, \$20,500,000, of which not to exceed \$225,000 shall be available

41 Stat. 735.
29 U. S. C. §§ 31-41.57 Stat. 376.
29 U. S. C. § 33 (a)
(3) (C).

41 Stat. 737.
29 U. S. C. § 36.

41 U. S. C. § 5.
Post, p. 403.

41 Stat. 735.
29 U. S. C. §§ 31-41.

41 Stat. 735.
29 U. S. C. §§ 31-41.
49 Stat. 1559.
20 U. S. C. §§ 107-107f.
60 Stat. 810.

to the Federal Security Administrator for providing rehabilitation services to disabled residents of the District of Columbia, as authorized by section 6 of said Act, which latter amount shall be available for administrative expenses in connection with providing such services in the District of Columbia, printing and binding, including the purchase of reprints, and travel: *Provided*, That not to exceed 15 per centum of the appropriation shall be used for administrative purposes: *And provided further*, That section 3709 of the Revised Statutes, as amended, shall not apply to any purchase made or service rendered when the aggregate amount involved does not exceed \$400.

Payments to States (including Alaska, Hawaii, and Puerto Rico), next succeeding fiscal year: For making, after May 31 of the current fiscal year, payments to States in accordance with the Vocational Rehabilitation Act, as amended (including the objects specified in the preceding paragraph), for the first quarter of the next succeeding fiscal year such sums as may be necessary, the obligations incurred and the expenditures made thereunder to be charged to the appropriation therefor for that fiscal year: *Provided*, That the payments made pursuant to this paragraph shall not exceed the amount paid to the States for the first quarter of the current fiscal year.

Salaries and expenses: For expenses necessary in carrying out the provisions of the Vocational Rehabilitation Act, as amended, and of the Act approved June 20, 1936 (20 U. S. C., ch. 6A), including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); exchange of books; and not to exceed \$3,000 for production, purchase, and distribution of educational films; \$685,000.

PUBLIC HEALTH SERVICE

58 Stat. 682.
42 U. S. C. §§ 201-291m; Supp. II, § 201
et seq.
Post, p. 534.

60 Stat. 810.

For necessary expenses in carrying out the Public Health Service Act, as amended (42 U. S. C. ch. 6A) (hereinafter referred to as the Act), and other Acts, including (with the exception of the appropriation "Pay, and so forth, commissioned officers, Public Health Service") personal services in the District of Columbia; purchase of reports, documents, and other material for publication; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); preparation and display of posters and exhibits by contract or otherwise; packing, unpacking, crating, uncrating, drayage, and transportation of personal effects of commissioned officers and transportation of their dependents on change of station; and increased allowances to Reserve Officers for foreign service; as follows:

58 Stat. 693, 704.
42 U. S. C. §§ 246(a), 266; Supp. II, § 266
note.

41 U. S. C. § 5.
Post, p. 403.

Venereal diseases: To carry out the purposes of sections 314 (a) and 363 of the Act with respect to venereal diseases, including the operation and maintenance of centers for the diagnosis, treatment, support, and clothing of persons afflicted with venereal diseases; transportation and subsistence of such persons and their attendants to and from the place of treatment or allowance in lieu thereof; diagnosis and treatment (including emergency treatment for other illnesses) of such persons through contracts with physicians and hospitals and other appropriate institutions without regard to section 3709 of the Revised Statutes, as amended; fees for case finding and referral to such centers of voluntary patients; reasonable expenses of preparing remains or burial of deceased patients; recreational supplies and equipment; leasing of facilities and repair and alteration of leased facilities; the purchase of not to exceed sixty passenger motor vehicles for replacement only, and for grants of money, services, supplies, equipment, and use of facilities to States, as defined in the Act, and with the approval of the respective State health authorities, to counties, health districts, and other political subdivisions of the States,

for the foregoing purposes, in such amounts and upon such terms and conditions as the Surgeon General may determine; \$16,000,000.

Tuberculosis: To carry out the purposes of section 314 (b) of the Act, including the purchase of not to exceed three passenger motor vehicles for replacement only, \$9,550,000.

Assistance to States, general: To carry out the purposes of section 314 (c) of the Act; to provide consultative services to States pursuant to section 311 of the Act; and to make field investigations and demonstrations pursuant to section 301 of the Act, including the purchase of not to exceed twenty-four passenger motor vehicles for replacement only, \$16,600,000.

Communicable diseases: To carry out those provisions of sections 301, 311, 361, and 704 of the Act relating to the prevention and suppression of communicable diseases, the interstate transmission and spread thereof, and the enforcement of any applicable quarantine laws, including the purchase of not to exceed thirty passenger motor vehicles for replacement only; and purchase (not to exceed two) and hire, maintenance, and operation of aircraft; \$7,350,000.

Disease and sanitation investigations and control, Territory of Alaska: To enable the Surgeon General to conduct, in the Service, and to cooperate with and assist the Territory of Alaska in the conduct of, activities necessary in the investigation, prevention, treatment, and control of diseases, and the establishment and maintenance of health and sanitation services pursuant to and for the purposes specified in sections 301, 311, 314 (without regard to the provisions of subsections (d), (f), (h), and (j) and the limitations set forth in subsection (c) of such section), 361, 363, and 704 of the Public Health Service Act, as amended, including the purchase of not to exceed six passenger motor vehicles, and hire, operation, and maintenance of aircraft, \$1,300,000: *Provided*, That property of the Public Health Service located in Alaska and used in carrying out the activities herein authorized may be transferred, without reimbursement, to the Territory of Alaska at the discretion of the Surgeon General.

Grants for hospital construction: For liquidation of contractual obligations authorized by the Congress to be incurred during the fiscal year 1948 or any subsequent fiscal year for construction grants under part C, title VI, of the Act, as amended, \$15,000,000, to remain available until expended. Allotments under such part C to the several States for the current fiscal year shall be made on the basis of \$75,000,000, a part of the sum authorized to be appropriated for that fiscal year. Whenever the Surgeon General shall have approved an application for a construction project in accordance with section 625 of the Act, subject to the amount of the allotments available to the States for such purposes, the Federal share of the cost of such project, as provided by the Act, shall constitute a contractual obligation of the Federal Government.

Administrative expenses, assistance for hospital construction: For administrative expenses incident to carrying out title VI of the Act, as amended, including the purchase of not to exceed three passenger motor vehicles for replacement only, \$1,200,000.

Hospitals and medical care: For carrying out the purposes of sections 321, 322, 324, 326, 331, 332, 502, and 710 of the Act, including purchase and exchange of farm products and livestock, \$24,500,000.

Mental health activities: For expenses necessary for carrying out the provisions of sections 301, 302, 311, 312, 314 (c), and 321 of the Public Health Service Act, as amended, with respect to mental diseases; sections 322, 324, 326, 504, and 710 of such Act with respect to treatment at the Public Health Service hospitals, Fort Worth, Texas, and Lexington, Kentucky, of persons suffering from psychiatric disorders; and sections 303, 341, 343, and 344 of such Act, and Executive

58 Stat. 693.
42 U. S. C. § 246 (b).

58 Stat. 694, 693, 691.
42 U. S. C. §§ 246
(c), 243, 241; Supp. II,
§ 241.

58 Stat. 691, 693, 703,
712; 60 Stat. 1049.
42 U. S. C. §§ 241,
243, 246, 264, 266, 201
note; Supp. II, §§ 241,
201 note.

58 Stat. 691, 693, 703,
704, 712; 60 Stat. 1049.
42 U. S. C. §§ 241,
243, 246, 264, 266, 201
note; Supp. II, §§ 241,
246, 201 note.

Post, p. 976.

60 Stat. 1042.
42 U. S. C. §§ 291d-
291h; Supp. II, §§ 291f,
291g.
Post, p. 898.

60 Stat. 1045.
42 U. S. C. § 291h.
Post, p. 899.

60 Stat. 1041.
42 U. S. C. §§ 291-
291m; Supp. II, §§ 291f,
291g.
Post, p. 898.

58 Stat. 691-699, 701,
710, 714; 60 Stat. 423,
1049.
42 U. S. C. §§ 241-
244, 246 (c), 243, 249
and note, 251, 253, 255-
257, 259, 260, 220, 222;
Supp. II, §§ 222, 241,
243, 249 and note, 255,
260; 33 U. S. C. § 763c.

24 U. S. C. note prec.
§ 191.

Research and train-
ing grants.

58 Stat. 703-706.
42 U. S. C. §§ 264-
272; Supp. II, § 266.
58 Stat. 697.
42 U. S. C. § 252.
58 Stat. 696.
42 U. S. C., Supp.
II, § 249 (e).

60 Stat. 903.

58 Stat. 691.
42 U. S. C. § 241;
Supp. II, § 241.

Research grants.

58 Stat. 707.
42 U. S. C. §§ 281-
284; Supp. II, §§ 281,
283-286.

Research and train-
ing grants.

Order 9079, dated February 26, 1942; purchase of not to exceed one passenger motor vehicle for replacement only; firearms and ammunition; reimbursement to the working-capital fund for articles or services furnished by the industrial activities; \$11,612,000, of which \$2,888,000 shall be for the operation (exclusive of research and training) of the Public Health Service hospitals, Fort Worth, Texas, and Lexington, Kentucky, and of which not less than \$750,000 shall be available exclusively for payment of obligations for research and training grants incurred under authority heretofore granted under this head; and, in addition to the amount appropriated herein, the Surgeon General is authorized, upon the recommendations of the National Advisory Mental Health Council, to approve applications for research and training grants, not to exceed a total of \$2,150,000, for periods beyond the current fiscal year, and such grants shall, if approved during the current fiscal year, constitute a contractual obligation of the Federal Government.

Foreign quarantine service: For carrying out the purposes of sections 361 to 369 of the Act, relating to preventing the introduction of communicable diseases from foreign countries, the medical examination of aliens in accordance with section 325 of the Act, and the care and treatment of quarantine detainees pursuant to section 322 (e) of the Act in private or other public hospitals when facilities of the Public Health Service are not available, including insurance of official motor vehicles in foreign countries when required by law of such countries; and the purchase of not to exceed twelve passenger motor vehicles for replacement only, \$3,085,000.

Employee health service programs: For carrying out the functions of the Public Health Service under the Act of August 8, 1946 (5 U. S. C. 150), \$167,000: *Provided*, That when the Public Health Service, at the request of any department or agency of the Government, establishes or operates a health service program for such department or agency such amount as may be necessary may be consolidated with this appropriation by transfer from the applicable appropriation or appropriations of such department or agency.

National Institutes of Health, operating expenses: For the activities of the National Institutes of Health, not otherwise provided for, including research fellowships and grants for research projects pursuant to section 301 of the Act; the regulation and preparation of biologic products; the purchase of not to exceed ten passenger motor vehicles for replacement only; and erection of temporary structures for storage of equipment and supplies and housing of animals, \$12,075,000; and, in addition, the Surgeon General is authorized, upon the recommendations of the National Advisory Health Council, to approve applications for research grants, not to exceed a total of \$1,925,000, for periods beyond the current fiscal year, and such grants shall, if approved during the current fiscal year, constitute a contractual obligation of the Federal Government.

National Cancer Institute: To enable the Surgeon General, upon the recommendations of the National Advisory Cancer Council, to make grants-in-aid for research and training projects relating to cancer, including grants for drawing plans, erection of buildings and acquisition of land therefor; to cooperate with State health agencies, and other public and private nonprofit institutions, in the prevention, control, and eradication of cancer by providing consultative services, demonstrations, and grants-in-aid; and to otherwise carry out the provisions of title IV, Part A, of the Act, \$18,900,000, of which not less than \$3,000,000 shall be available exclusively for payment of obligations for research and training grants incurred under authority heretofore granted under this head; and, in addition to the amount appropriated herein, the Surgeon General is authorized, upon the

recommendations of the National Advisory Cancer Council, to approve applications for research and training grants, including grants for drawing plans, erection of buildings, and acquisition of land therefor, not to exceed a total of \$6,000,000 for periods beyond the current fiscal year, and such grants shall, if approved during the current fiscal year, constitute a contractual obligation of the Federal Government.

National Heart Institute: For expenses necessary to carry out the purposes of the National Heart Act, including grants-in-aid for drawing plans, erection of buildings, and acquisition of land therefor and the purchase of not to exceed three passenger motor vehicles, of which one shall be for replacement only, \$10,725,000; and, in addition to the amount appropriated herein, the Surgeon General is authorized, upon the recommendations of the National Advisory Heart Council, to approve applications for research and training grants, including grants for drawing plans, erection of buildings, and acquisition of land therefor, not to exceed a total of \$5,350,000, for periods beyond the current fiscal year, and such grants shall, if approved during the current fiscal year, constitute a contractual obligation of the Federal Government.

62 Stat. 464.
42 U. S. C., Supp.
II, § 287 note.

Research and training grants.

Dental health activities: For expenses not otherwise provided for, necessary to enable the Surgeon General to carry out the purposes of the Act with respect to dental diseases and conditions, including the purchase of one passenger motor vehicle, \$1,780,000.

Construction of research facilities: For construction of research facilities, to be transferred (except such part as may be necessary for incidental expenses of the Public Health Service) to the Public Buildings Administration, Federal Works Agency, and to remain available until expended, as follows:

For payment of obligations incurred under authority heretofore granted to enter into contracts for construction of a combined hospital and research building, as authorized under this head in the Federal Security Agency Appropriation Act, 1949, \$13,100,000; and, in addition, contracts may be entered into in an amount not to exceed \$8,200,000 for continuing such construction.

62 Stat. 402.

For construction of auxiliary service area structures to provide for supply, storage, animal breeding and housing, incinerator, maintenance and fabrication shops, laundry and dry cleaning, underground storage for chemicals and other combustibles, including necessary distribution facilities and roads and walks, and for procurement and installation of a linear accelerator and cage sterilizing equipment, \$3,900,000; and, in addition, contracts may be entered into in an amount not to exceed \$4,700,000 toward completion of such construction and procurement at a cost not to exceed \$8,600,000: *Provided*, That the limitations on contract authority and total cost may be exceeded or shall be reduced by an amount equal to the total percentage increase or decrease, if any, in construction costs generally dating from August 1, 1948, as determined by the Federal Works Administrator.

Limitations on contract authority and total cost.

Research facilities, National Institute of Dental Research: For the preparation of plans and specifications for suitable and adequate buildings and facilities for the use of the National Institute of Dental Research, as authorized by section 5 of the National Dental Research Act, approved June 24, 1948 (Public Law 755, Eightieth Congress), \$100,000, to remain available until expended, which amount, except such part as may be necessary for incidental expenses for the Public Health Service, shall be transferred to the Federal Works Agency for the performance of the work for which the appropriation is made.

62 Stat. 601.
42 U. S. C., Supp.
II, § 288 note.

Commissioned officers, pay, and so forth: For pay, uniforms and subsistence allowances, increased allowances for foreign service and commutation of quarters for not to exceed one thousand four hundred

and fifty-six regular active commissioned officers; for medals, decorations, and retired pay of regular and reserve commissioned officers; and for six months' death gratuity pay and burial payments for regular commissioned officers; \$1,500,000, and the Surgeon General is authorized to advance to this appropriation from appropriations made available to the Public Health Service for the current fiscal year such additional amounts as may be necessary for pay and allowances of the officers herein authorized.

Station at Cincinnati, Ohio.

41 U. S. C. § 5.
Post, p. 403.

Salaries and expenses: For the divisions and offices of the Office of the Surgeon General and for miscellaneous expenses of the Public Health Service not appropriated for elsewhere, including the supervision of sanitary engineering, nursing, and dental operations of the Public Health Service; maintenance and operation of the water and sanitary investigations station at Cincinnati, Ohio; collecting and compiling mortality, morbidity, and vital statistics, including procurement, by contract without regard to section 3709 of the Revised Statutes, as amended, of transcripts of State, municipal, and other records, and studies and investigations related thereto; preparing information, articles, and publications related to public health; conducting studies and demonstrations in public health methods; and purchase of not to exceed two passenger motor vehicles of which one shall be for replacement only; \$4,400,000.

Office of International Health Relations: For expenses necessary in connection with international health work, including not to exceed \$1,000 for entertainment of officials of other countries when specifically authorized by the Surgeon General, \$130,000.

62 Stat. 1155.
33 U. S. C., Supp.
II, §§ 466-466j.

Water pollution control, salaries and expenses: For expenses necessary for carrying out the functions of the Surgeon General under the Water Pollution Control Act, approved June 30, 1948 (Public Law 845), including the purchase of not to exceed fifteen passenger motor vehicles, \$1,200,000.

62 Stat. 1159.
33 U. S. C., Supp.
II, § 466g (a).

Grants, water pollution control: For grants to carry out section 8 (a) of the Water Pollution Control Act, approved June 30, 1948 (Public Law 845), \$1,000,000, to remain available until expended.

SAINT ELIZABETHS HOSPITAL

Salaries and expenses: For expenses necessary for the maintenance and operation of the hospital, including clothing for patients and cooperation with organizations or individuals in scientific research into the nature, causes, prevention, and treatment of mental illness, \$1,820,000.

62 Stat. 403.

Construction and equipment, storeroom, and so forth: For payment of obligations incurred under authority provided in the Federal Security Agency Appropriation Act, 1949, for completion of construction and equipment for building for storeroom and so forth, Saint Elizabeths Hospital, \$1,044,000, to remain available until expended: *Provided*, That any part of this amount may be transferred, upon the request of the Federal Security Administrator, to the Public Buildings Administration, Federal Works Agency.

62 Stat. 403.

Construction and equipment, building for the housing, care, and treatment of mentally sick patients: For payment of obligations incurred under authority provided in the Federal Security Agency Appropriation Act, 1949, for completion of a building for the housing, care, and treatment of mentally sick patients, Saint Elizabeths Hospital, \$1,800,000, to remain available until expended: *Provided*, That any part of this amount may be transferred, upon the request of the Federal Security Administrator, to the Public Buildings Administration, Federal Works Agency.

Major repairs and preservation of buildings and grounds: For

miscellaneous construction, alterations, repairs, and equipment, on the grounds of the hospital, including extension of street lighting facilities, renovation, conversion and extension of the electric power and distribution system, and preparation of plans and specifications, advertising, and supervision of construction, \$624,000, to remain available until expended: *Provided*, That any part of this amount may be transferred, upon the request of the Federal Security Administrator, to the Public Buildings Administration, Federal Works Agency.

Construction planning: For the preparation of plans and specifications, including administrative expenses, for two treatment buildings, and demolition and removal of those buildings designated as Oaks and Toner Buildings with their appurtenances and attachments, within the grounds of Saint Elizabeths Hospital, \$150,000, to remain available until expended: *Provided*, That any part of this amount may be transferred, upon the request of the Federal Security Administrator, to the Public Buildings Administration, Federal Works Agency.

SOCIAL SECURITY ADMINISTRATION

Grants to States for unemployment compensation and employment service administration: For grants to the several States (including Alaska and Hawaii) in accordance with the provisions of the Act of June 6, 1933, as amended (29 U. S. C. 49-491), for carrying into effect section 602 of the Servicemen's Readjustment Act of 1944, and for grants to the States as authorized in title III of the Social Security Act, as amended (42 U. S. C. 501-503), including, upon the request of any State, the payment of rental for space made available to such State in lieu of grants for such purpose, \$135,000,000, of which not to exceed \$675,000 shall be available to the Federal Security Administrator for necessary expenses in connection with the operation of employment office facilities and services in the District of Columbia and for use in carrying into effect section 602 of the Servicemen's Readjustment Act of 1944 in Puerto Rico: *Provided*, That during the period ending March 31, 1950, this appropriation may be apportioned and obligated at an annual rate not in excess of \$150,000,000 and, to the extent that the Federal Security Administrator, with the approval of the Director of the Budget, finds necessary to meet increased costs of administration resulting from change in a State law or increases in the numbers of claims filed and claims paid or salary costs over those upon which the original State's grant was based, such annual rate may be increased to not in excess of \$157,500,000: *Provided further*, That no State shall be required to make any appropriation as provided in section 5 (a) of said Act of June 6, 1933, prior to July 1, 1951: *Provided further*, That, notwithstanding any provision to the contrary in section 5 (a) or section 6 of the Act of June 6, 1933, or in section 302 (a) of the Social Security Act, as amended, the Federal Security Administrator shall from time to time certify to the Secretary of the Treasury for payment to each State found to be in compliance with the requirements of the Act of June 6, 1933, and with the provisions of section 303 of the Social Security Act, as amended, such amounts as he determines to be necessary for the proper and efficient administration of its unemployment compensation law and of its public employment offices: *Provided further*, That such amounts as may be agreed upon by the Federal Security Agency and the Post Office Department shall be used for the payment, in such manner as said parties may jointly determine, of postage for the transmission of official mail matter in connection with the administration of unemployment compensation systems and employment services by States receiving grants herefrom.

Post, p. 740.

48 Stat. 113.
29 U. S. C. §§ 49-491;
Supp. II, §§ 49-49k
notes.
58 Stat. 294.
38 U. S. C. § 695b.
49 Stat. 626.

Post, p. 741.

58 Stat. 294.
38 U. S. C. § 695b.

48 Stat. 114, 115.
29 U. S. C. §§ 49d
(a), 49e; Supp. II,
§§ 49d, 49e notes.

49 Stat. 626.
42 U. S. C. § 502 (a).

49 Stat. 626.
42 U. S. C. § 503.

Postage.

48 Stat. 113.
29 U. S. C. §§ 49-49f;
Supp. II, §§ 49-49k
notes.
49 Stat. 626.
42 U. S. C. § 503 (a)
(1).
Post, p. 741.

58 Stat. 293.
38 U. S. C. §§ 695-
695f; Supp. II, § 695.

60 Stat. 810.

Transfer of funds.
Post, p. 741.

47 Stat. 412.
Candler Building,
Baltimore, Md.

49 Stat. 625.
42 U. S. C., Supp.
II, § 410 note.

49 Stat. 620, 627, 645.
42 U. S. C. §§ 301-
306, 601-606, 1201-1206;
Supp. II, §§ 303, 603,
1203.

60 Stat. 810.

37 Stat. 79.

49 Stat. 629.
42 U. S. C. §§ 701-
705, 711-715, 721, 731;
Supp. II, §§ 703a, 704a
note; 29 U. S. C. § 45b.
60 Stat. 810.

In carrying out the provisions of said Act of June 6, 1933, the provisions of section 303 (a) (1) of the Social Security Act, as amended, relating to the establishment and maintenance of personnel standards on a merit basis, shall apply.

Salaries and expenses, Bureau of Employment Security: For expenses necessary for the general administration of the employment service and unemployment compensation programs, including personal services in the District of Columbia, \$4,675,000, of which \$1,575,000 shall be for carrying into effect the provisions of title IV (except section 602) of the Servicemen's Readjustment Act of 1944.

Salaries and expenses, Bureau of Federal Credit Unions: For expenses necessary for the supervision of Federal credit unions, including personal services in the District of Columbia, \$200,000, together with not to exceed \$418,500 from certificate, supervision, and examination fees collected from Federal credit unions as authorized by law.

Salaries and expenses, Bureau of Old-Age and Survivors Insurance: For necessary expenses, including personal services in the District of Columbia and elsewhere; purchase of one passenger motor vehicle for replacement only; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not more than \$42,425,800 may be expended from the Federal old-age and survivors insurance trust fund: *Provided*, That of the amount herein made available for expenditure, not more than \$50,000 may be expended without regard to section 322 of the Act of June 30, 1932, as amended (40 U. S. C. 278a), for alterations, repairs, and improvements to the Candler Building in Baltimore, Maryland, which amount, except such part as may be necessary for incidental expenses of the Bureau of Old-Age and Survivors Insurance, may be transferred to the Public Buildings Administration, Federal Works Agency, for such purposes: *Provided further*, That any sums received by the Administrator as payment for services performed for any department or agency of the Government by persons whose salaries are paid from the amount made available under this paragraph shall be deposited to the credit of this appropriation for the fiscal year in which such sums are received, and shall be available for the same purposes.

Reimbursement to Federal old-age and survivors insurance trust fund: For reimbursement to the Federal old-age and survivors insurance trust fund for benefits paid during the fiscal year 1948 to the survivors of veterans of World War II eligible for benefits as provided under section 210 of the Social Security Act, as amended (42 U. S. C. 410), \$3,604,000.

Grants to States for public assistance: For grants to States for old-age assistance, aid to dependent children, and aid to the blind as authorized in titles I, IV, and X of the Social Security Act, as amended (42 U. S. C., ch. 7, subch. I, IV, and X), \$1,058,000,000, of which such amount as may be necessary shall be available for grants for any period in the prior fiscal year subsequent to March 31 of that year.

Salaries and expenses, Bureau of Public Assistance: For expenses necessary for the Bureau of Public Assistance, including personal services in the District of Columbia and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$1,350,000.

Salaries and expenses, Children's Bureau: For necessary expenses in carrying out the Act of April 9, 1912, as amended (29 U. S. C. 18a), and title V of the Social Security Act, as amended (42 U. S. C., ch. 7, subch. V), including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and purchase of reports and material for the publications of the Children's Bureau and of reprints for distribution; \$1,466,000: *Provided*, That no part of any appropriation contained

in this title shall be used to promulgate or carry out any instruction, order, or regulation relating to the care of obstetrical cases which discriminate between persons licensed under State law to practice obstetrics: *Provided further*, That the foregoing proviso shall not be so construed as to prevent any patient from having the services of any practitioner of her own choice, paid for out of this fund, so long as State laws are complied with: *Provided further*, That any State plan which provides standards for professional obstetrical services in accordance with the laws of the State shall be approved.

Care of obstetrical cases.

Salaries and expenses, Conference on Children and Youth: For expenses necessary in preparation for a 1950 Conference on Children and Youth, including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of reports and material for reports; and expenses of cooperating officials and consultants in attending meetings; \$75,000, to remain available until June 30, 1951, and to be the final appropriation for such conference.

60 Stat. 810.

Grants to States for maternal and child welfare: For grants to States for maternal and child-health services, services for crippled children, and child-welfare services as authorized in title V, parts 1, 2, and 3, of the Social Security Act, as amended (42 U. S. C., ch. 7, subch. V), \$22,000,000: *Provided*, That any allotment to a State pursuant to section 502 (b) or 512 (b) of such Act shall not be included in computing for the purposes of subsections (a) and (b) of sections 504 and 514 of such Act an amount expended or estimated to be expended by the State.

49 Stat. 629.
42 U. S. C. §§ 701-705, 711-715, 721, 731; Supp. II, §§ 703a, 704a note; 29 U. S. C. § 45b.
49 Stat. 629, 631.
42 U. S. C. §§ 702 (b), 712 (b).

Salaries and expenses, Office of the Commissioner: For expenses necessary for the Office of the Commissioner for Social Security, including personal services in the District of Columbia and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$257,800, together with not to exceed \$78,700 to be transferred from the Federal old-age and survivors insurance trust fund.

60 Stat. 810.

Grants to States, next succeeding fiscal year: For making, after May 31 of the current fiscal year payments to States under titles I, III, IV, V, and X, respectively, of the Social Security Act, as amended, and under the Act of June 6, 1933, as amended, for the first quarter of the next succeeding fiscal year, such sums as may be necessary, the obligations incurred and the expenditures made thereunder for payments under each of such titles and under such Act of June 6, 1933, to be charged to the appropriation therefor for that fiscal year.

49 Stat. 620, 626, 627, 629, 645.
42 U. S. C. §§ 301-306, 501-503, 601-606, 701-705, 711-715, 721, 731, 1201-1206; Supp. II, §§ 303, 603, 703a, 704a note, 1203.

In the administration of titles I, IV, V, and X, respectively, of the Social Security Act, as amended, payments to a State under any of such titles for any quarter in the period beginning April 1 of the prior year, and ending June 30 of the current year, may be made with respect to a State plan approved under such title prior to or during such period, but no such payment shall be made with respect to any plan for any quarter prior to the quarter in which such plan was submitted for approval.

OFFICE OF THE ADMINISTRATOR

Salaries, Office of the Administrator: Salaries, Office of the Administrator, including personal services in the District of Columbia and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$2,367,000, together with not to exceed \$325,000 to be transferred from the Federal old-age and survivors insurance trust fund.

60 Stat. 810.

Salaries and expenses, Division of Service Operations: For expenses necessary for the Office of the Administrator, including personal services in the District of Columbia for the Division of Service

Operations, \$996,800, together with not to exceed \$164,000 to be transferred from the Federal old-age and survivors insurance trust fund: *Provided*, That the Administrator may reimburse, in advance of obligations incurred, this appropriation from appropriations of constituent organizations of the Federal Security Agency in such sums as may be necessary to cover the charges for services, supplies, equipment and materials furnished.

Salaries, Office of the General Counsel: Salaries, Office of the General Counsel, including personal services in the District of Columbia, \$527,500, together with not to exceed \$22,150 to be transferred from the appropriation "Salaries and expenses, certification and inspection services", and not to exceed \$297,500 to be transferred from the Federal old-age and survivors insurance trust fund.

GENERAL PROVISIONS

Travel expenses.

SEC. 202. Appropriations under this title available for salaries and expenses shall be available for travel expenses and, when specifically authorized by the Federal Security Administrator, for expenses of attendance at meetings concerned with the function or activity for which any such appropriation is made.

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.

SEC. 203. Appropriations under this title available for salaries and expenses shall be available for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672).

SEC. 204. Appropriations under this title available for salaries and expenses shall be available for examination of estimates of appropriations in the field, for exchange of books, and for payment in advance when authorized by the Federal Security Administrator for dues or fees for library membership in organizations whose publications are available to members only or to members at a price lower than to the general public.

60 Stat. 903.

SEC. 205. Appropriations under this title available for salaries and expenses shall be available for health service programs as authorized by law (5 U. S. C. 150), and such amounts as may be necessary may be transferred to the appropriations of the organizational units operating such programs.

Printing and binding.

SEC. 206. Appropriations under this title available for salaries and expenses shall be available for printing and binding, including the purchase of reprints.

Withholding of
moneys from State
agencies.

SEC. 207. None of the funds appropriated by this title to the Social Security Administration for grants-in-aid of State agencies to cover, in whole or in part, the cost of operation of said agencies, including the salaries and expenses of officers and employees of said agencies, shall be withheld from the said agencies of any States which have established by legislative enactment and have in operation a merit system and classification and compensation plan covering the selection, tenure in office, and compensation of their employees, because of any disapproval of their personnel or the manner of their selection by the agencies of the said States, or the rates of pay of said officers or employees.

Citation of title.

SEC. 208. This title may be cited as the "Federal Security Agency Appropriation Act, 1950".

TITLE III—NATIONAL MEDIATION BOARD

60 Stat. 810.

Salaries and expenses: For expenses necessary for the National Mediation Board, including personal services in the District of Columbia, printing and binding, and stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$360,400.

Arbitration and emergency boards: For expenses necessary for arbitration boards established under section 7 of the Railway Labor Act, as amended (45 U. S. C. 157), and emergency boards appointed by the President pursuant to section 10 of said Act (45 U. S. C. 160), including printing and binding, and stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$100,000.

Post, p. 977.

44 Stat. 582, 586.

60 Stat. 810.

NATIONAL RAILROAD ADJUSTMENT BOARD

Salaries and expenses: For expenses necessary for the National Railroad Adjustment Board, including printing and binding, and stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$468,100, of which not less than \$93,800 shall be available for compensation (at rates not in excess of \$50 per diem) and expenses of referees appointed pursuant to section 3 of the Railway Labor Act, as amended.

Post, p. 743.

60 Stat. 810.

This title may be cited as the "National Mediation Board Appropriation Act, 1950".

Citation of title.

TITLE IV—RAILROAD RETIREMENT BOARD

Salaries and expenses, Railroad Retirement Board (trust fund): For expenses necessary for the Railroad Retirement Board, including personal services in the District of Columbia; not to exceed \$1,000 for expenses of attendance at meetings concerned with the work of the Board when specifically authorized by the Board; printing and binding; stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); a health service program as authorized by law (5 U. S. C. 150); and payment in advance, when authorized by the Board, for library memberships in organizations which issue publications to members only or to members at a lower price than to the general public; \$5,104,000, to be derived from the railroad retirement account.

Post, p. 359.

60 Stat. 810.

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.

Railroad retirement account: For an amount sufficient as an annual premium for the payments required under the Railroad Retirement Acts of August 29, 1935, and June 24, 1937, and authorized to be appropriated to the railroad retirement account established under section 15 (a) of the latter Act, \$715,889,000, of which \$61,889,000 shall be immediately available: *Provided*, That there is further appropriated for such account \$33,000,000 for each of the fiscal years 1950, 1951, 1952, and 1953, and not to exceed \$34,852,000 for the fiscal year 1954, in all not to exceed \$166,852,000 for military service credits under the Railroad Retirement Act, as amended, and before the final payment hereunder the Railroad Retirement Board shall certify to the Bureau of the Budget the total amount due on account of such military service credits: *Provided further*, That such total amount shall be available until expended for making payments required under said retirement Acts, and the amount not required for current payments shall be invested by the Secretary of the Treasury in accordance with the provisions of said Railroad Retirement Act of June 24, 1937.

49 Stat. 967; 50 Stat. 307.
45 U. S. C. §§ 228a-228c; Supp. II, § 228b *et seq.*
50 Stat. 316.
45 U. S. C. § 228c (a).

This title may be cited as the "Railroad Retirement Board Appropriation Act, 1950".

Citation of title.

TITLE V—GENERAL PROVISIONS

Sec. 501. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

Short title.

of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 502. This Act may be cited as the "Labor-Federal Security Appropriation Act, 1950".

Approved June 29, 1949.

[CHAPTER 276]

AN ACT

To amend the National Bank Act and the Bretton Woods Agreements Act, and for other purposes.

June 29, 1949
[H. R. 4332]
[Public Law 142]

National Bank Act
and Bretton Woods
Agreements Act,
amendments.
44 Stat. 1226.
Post, p. 439.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph Seventh of section 8 of the National Bank Act, as amended (U. S. C., title 12, sec. 24), is amended by adding to the end thereof the following new sentence: "The limitations and restrictions herein contained as to dealing in and underwriting investment securities shall not apply to obligations issued by the International Bank for Reconstruction and Development which are at the time eligible for purchase by a national bank for its own account: *Provided*, That no association shall hold obligations issued by said bank as a result of underwriting, dealing, or purchasing for its own account (and for this purpose obligations as to which it is under commitment shall be deemed to be held by it) in a total amount exceeding at any one time 10 per centum of its capital stock actually paid in and unimpaired and 10 per centum of its unimpaired surplus fund".

59 Stat. 512.
22 U. S. C., Supp.
II, § 286b.
Exempted securi-
ties.

SEC. 2. The Bretton Woods Agreements Act, as amended (U. S. C., title 22, secs. 286-286k), is amended by adding to the end thereof a new section to be numbered section 15 and to read as follows:

"SEC. 15. (a) Any securities issued by International Bank for Reconstruction and Development (including any guaranty by the bank, whether or not limited in scope), and any securities guaranteed by the bank as to both principal and interest, shall be deemed to be exempted securities within the meaning of paragraph (a) (2) of section 3 of the Act of May 27, 1933, as amended (U. S. C., title 15, sec. 77c), and paragraph (a) (12) of section 3 of the Act of June 6, 1934, as amended (U. S. C., title 15, sec. 78c). The bank shall file with the

48 Stat. 76.
48 Stat. 884.

Securities and Exchange Commission such annual and other reports with regard to such securities as the Commission shall determine to be appropriate in view of the special character of the bank and its operations and necessary in the public interest or for the protection of investors.

“(b) The reports of the National Advisory Council provided for in section 4 (a) (6) of the Bretton Woods Agreements Act shall also cover and include the effectiveness of the provisions of section 15 (a) of this Act and the exemption for securities issued by the bank provided by section 8 of the National Bank Act in facilitating the operations of the bank and the extent to which the operations of the bank may assist in financing European recovery and the reconstruction and development of the economic resources of member countries of the bank and the recommendations of the Council as to any modifications it may deem desirable in the provisions of this Act.”

SEC. 3. The Securities and Exchange Commission acting in consultation with the National Advisory Council on International Monetary and Financial Problems is authorized to suspend the provisions of section 15 (a) of the Bretton Woods Agreements Act at any time as to any or all securities issued or guaranteed by the bank during the period of such suspension. The Commission shall include in its annual reports to Congress such information as it shall deem advisable with regard to the operations and effect of this Act and in connection therewith shall include any views submitted for such purpose by any association of dealers registered with the Commission.

Approved June 29, 1949.

[CHAPTER 277]

AN ACT

To regulate the hours of duty and the pay of civilian keepers of lighthouses and civilians employed on lightships and other vessels of the Coast Guard.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, the civil service classification laws and titles II and III of the Federal Employees Pay Act of 1945 shall not apply to civilian keepers of lighthouses and to civilians employed on lightships and other vessels of the Coast Guard.

SEC. 2. Under regulations prescribed by the Secretary of the Treasury, the Coast Guard may prescribe the hours of duty and the pay of civilian keepers of lighthouses and civilians employed on lightships and other vessels of the Coast Guard, but such personnel may be called upon for duty in emergency circumstances or otherwise at any time or all times. The existing system governing the pay of such employees may be continued or changed except that overtime compensation, night differential, and extra pay for duty on holidays shall not be paid to such employees. In lieu thereof additional annual compensation may be authorized, which may be prescribed either as a fixed differential or as a percentage of the basic compensation otherwise applicable to such employees. In no case shall basic compensation exceed \$3,750 per annum, except that nothing contained in this Act shall operate to decrease the basic compensation of any person employed by the Coast Guard on the date of enactment of this Act, and in no case shall additions thereto exceed 25 per centum of such basic compensation. Provision may be made for compensatory absence from duty when conditions of employment result in confinement because of isolation or in long periods of continuous duty; and provisions may likewise be made for extra allowance for service outside of the continental limits of the United States.

Reports.

59 Stat. 513.
22 U. S. C. § 286b
(a) (6).

44 Stat. 1226.
12 U. S. C. § 24.
Post, p. 439.

Suspension of provisions.

Ante, p. 298.

Reports to Congress.

June 29, 1949
[H. R. 4471]
[Public Law 143]

Coast Guard.
Regulation of hours
and pay of certain
personnel.
59 Stat. 298, 298.
5 U. S. C. §§ 911-913,
921, 922.

Overtime compensation, etc.

Additional annual compensation.

Limitation.

SEC. 3. The additional compensation authorized herein shall be included in any computation of compensation for purposes of the Lighthouse Service Retirement Act.

Approved June 29, 1949.

[CHAPTER 278]

AN ACT

To repeal certain obsolete provisions of law relating to the naval service.

June 29, 1949
[S. 1794]
[Public Law 144]

Naval service.
Repeal of obsolete
provisions.

5 U. S. C. § 462.

5 U. S. C. § 463.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, the following Acts and parts of Acts are hereby repealed:

Section 434, Revised Statutes.

That portion of the first sentence of section 436, Revised Statutes, which reads as follows: "or professor of mathematics"; and the second sentence of said section, which reads as follows: "Such officer or professor, when so employed, shall be entitled to receive the shore-duty pay of his grade, and no other."

34 U. S. C. § 111.

34 U. S. C. § 62

34 U. S. C. § 102.

34 U. S. C. § 11.

34 U. S. C. § 81 note.

34 U. S. C. § 223.

34 U. S. C. § 174.

34 U. S. C. § 198.

34 U. S. C. § 133.

34 U. S. C. § 221.

34 U. S. C. § 252.

34 U. S. C. § 483.

34 U. S. C. § 484.

34 U. S. C. § 485.

34 U. S. C. § 876.

34 U. S. C. § 653.

38 U. S. C. §§ 224-228
note.

38 U. S. C. §§ 224-228
note.

38 U. S. C. §§ 224-228
note.

38 U. S. C. §§ 224-228
note.

34 U. S. C. § 868.

Section 1367, Revised Statutes.

Section 1381, Revised Statutes.

Section 1401, Revised Statutes.

Section 1402, Revised Statutes.

Section 1403, Revised Statutes.

Section 1404, Revised Statutes.

Section 1408, Revised Statutes.

Section 1409, Revised Statutes.

Section 1417, Revised Statutes, as amended.

Section 1435, Revised Statutes.

Section 1480, Revised Statutes, as amended.

Section 1537, Revised Statutes.

Section 1538, Revised Statutes.

Section 1539, Revised Statutes.

Section 1564, Revised Statutes.

Section 1600, Revised Statutes.

Section 4750, Revised Statutes.

Section 4752, Revised Statutes.

Section 4753, Revised Statutes.

Section 4754, Revised Statutes.

Section 4755, Revised Statutes.

Paragraph 22 of the Act of September 28, 1850, which is the fourth full paragraph on page 515, volume 9, Statutes at Large, and which reads as follows:

"And the pay of the superintendent of the naval school at Annapolis shall be at the rate allowed to an officer of his rank, when in service at sea."

34 U. S. C. § 869.

Joint Resolution Numbered 25 of March 3, 1863 (12 Stat. 825).

Paragraph 6 of the Act of May 4, 1878, which is the second full paragraph on page 50, volume 20, Statutes at Large, and which reads as follows:

"That on and after the first day of July, eighteen hundred and seventy-eight, there shall be no appointments made from civil life of secretaries or clerks to the Admiral, or Vice-Admiral, when on sea service, commanders of squadrons, or of clerks to commanders of vessels; and an officer not above the grade of lieutenant shall be detailed to perform the duties of secretary to the Admiral or Vice-Admiral, when on sea-service, and one not above the grade of master to perform the duties of clerk to a rear-admiral, or commander, and one not above the grade of ensign to perform the duties of clerk to a captain, commander, or lieutenant-commander when afloat: *Provided*, That the

34 U. S. C. § 112.

secretaries and clerks in service on the first day of July, eighteen hundred and seventy-eight, on vessels abroad, shall continue as such until such vessel shall return to the United States on the termination of its cruise."

So much of the fifth paragraph of the Act of March 3, 1883, as it appears on page 473, volume 22, Statutes at Large, and which reads as follows: "And all officers of the Navy shall be credited with the actual time they may have served as officers or enlisted men in the regular or volunteer Army or Navy, or both, and shall receive all the benefits of such actual service in all respects in the same manner as if all said service had been continuous and in the regular Navy in the lowest grade having graduated pay held by such officer since last entering the service: *Provided*, That nothing in this clause shall be so construed as to authorize any change in the dates of commission or in the relative rank of such officer: *Provided further*, That nothing herein contained shall be so construed as to give any additional pay to any such officer during the time of his service in the volunteer Army or Navy."

34 U. S. C. § 231.

Section 2 of the Act of August 3, 1886 (24 Stat. 215), as amended.

34 U. S. C. § 481.

So much of section 5 of the Act of June 29, 1888, as it appears on page 210, volume 25, Statutes at Large, and which reads as follows: "shall receive the sea-pay of his grade, and * * *."

33 U. S. C. § 451.

The second paragraph under the heading "Pay of the Navy" of the Act of March 3, 1901, which is the first full paragraph on page 1108, volume 31, Statutes at Large, and which reads as follows:

34 U. S. C. § 344.

"That the advancement in rank of officers of the Navy and Marine Corps, whensoever made, for service rendered during the war with Spain, pursuant, respectively, to the provisions of sections fifteen hundred and six and sixteen hundred and five of the Revised Statutes, shall not interfere with the regular promotion of officers otherwise entitled to promotion, but officers so advanced, by reason of war service, shall, after they are promoted to higher grades, be carried thereafter as additional to the numbers of each grade to which they may at any time be promoted; and each such officer shall hereafter be promoted in due course, contemporaneously with and to take rank next after the officer immediately above him; and all advancements made by reason of war service shall be appropriately so designated upon the official Navy list: *Provided, however*, That no promotion shall be made to fill a vacancy occasioned by the promotion, retirement, death, resignation, or dismissal of any officer who, at the time of such promotion, retirement, death, resignation, or dismissal, is an additional member of his grade under the foregoing provisions."

34 U. S. C. §§ 341, 670.

So much of the first sentence after the subheading "Bureau of Supplies and Accounts" of the Act of March 18, 1904, as it appears on page 121, volume 33, Statutes at Large, and which reads as follows: "a civilian assistant, who shall perform the duties of chief clerk, and in case of the death, resignation, sickness, or absence of both the Paymaster General of the Navy or his assistant, now provided for by law, unless otherwise directed by the President, as provided by section one hundred and seventy-nine, Revised Statutes, such civilian assistant shall become the acting chief of the Bureau."

5 U. S. C. § 450.

So much of the fourth paragraph under the subheading "Increase of the Navy, Equipment" of the Act of May 13, 1908, as it appears on page 159, volume 35, Statutes at Large, and which reads as follows: "and monitors now owned by the United States or hereafter built may be named as the President may direct."

34 U. S. C. § 461 note.

The second paragraph under the subheading "Contingent, Navy" of the Act of March 4, 1911, which appears on page 1267, volume 36, Statutes at Large, and which reads as follows:

34 U. S. C. § 74.

"That officers on the active list of the line of United States Navy

who, under authority of law, now perform engineering duty on shore only are hereby made additional to the numbers in the grades in which they are now serving, and shall be carried as additional to the numbers of each grade to which they may hereafter be promoted: *Provided*, That said officers shall be entitled to all the benefits of retirement under existing or future laws equally with other officers of like rank and service."

34 U. S. C. § 223.

The second paragraph under the subheading "Contingent, Navy", of the Act of March 3, 1915, which appears on page 930, volume 38, Statutes at Large, and which reads as follows:

"Hereafter officers who now perform engineering duty on shore only and officers of the Construction Corps shall be eligible for any shore duty compatible with their rank and grade to which the Secretary of the Navy may assign them."

34 U. S. C. § 83 note.

The ninth paragraph under the subheading "Improvement of Construction Plants" of the Act of March 3, 1915, which appears on page 945, volume 38, Statutes at Large, and which reads as follows:

"Officers of the line of the Navy who have had not less than three years' service in the grade of ensign and have taken or are taking satisfactorily a post-graduate course in naval architecture under orders from the Secretary of the Navy shall be eligible for transfer to the grade of assistant naval constructors: *Provided*, That there shall not be more than five such transfers in any one calendar year and that the total increase in the number of naval constructors and assistant naval constructors by reason of such transfers shall not exceed twenty-four."

The following portions of the Act of August 29, 1916, chapter 417, volume 39, Statutes at Large, page 556:

34 U. S. C. §§ 741-748 note.

(a) Paragraphs 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 18, 21, and 23 under the heading "Naval Flying Corps" in such chapter, which appear on pages 582, 583, 584, 585, and 586.

34 U. S. C. § 531.

(b) The last full paragraph, as amended, under the heading "Naval Militia and National Naval Volunteers" in such chapter, which is the fourth full paragraph on page 600.

34 U. S. C. § 511.

(c) So much of the third paragraph under the subheading "Increase of the Navy, ammunition" in such chapter, as it appears on pages 617 and 618, and which reads as follows:

"That each and every employee of the navy yards, gun factories, naval stations, and arsenals of the United States Government is hereby granted thirty days' leave of absence each year, without forfeiture of pay during such leave: *Provided further*, That it shall be lawful to allow pro rata leave only to those serving twelve consecutive months or more: *And provided further*, That in all cases the heads of divisions shall have discretion as to the time when the leave can best be allowed: *And provided further*, That not more than thirty days' leave with pay shall be allowed any such employee in one year: *Provided further*, That this provision shall not be construed to deprive employees of any sick leave or legal holidays to which they may now be entitled under existing law."

34 U. S. C., Supp II, § 600.

So much of the first paragraph under the heading "Pay, Miscellaneous" of the Act of July 1, 1918, which appears on page 705, volume 40, Statutes at Large, and which reads as follows: "*Provided*, That hereafter the Secretary of the Navy is authorized to consider, ascertain, adjust, determine, and pay the amounts due on all claims for damages to and loss of private property of inhabitants of any European country not an enemy or ally of an enemy when the amount of the claim does not exceed the sum of \$1,000, occasioned and caused by men in the naval service during the period of the present war, all payments in settlement of such claims to be made out of 'Pay, Miscellaneous'."

34 U. S. C. § 735, par. 6.

Paragraph 6 of section 3 (Personnel) of the Act of June 24, 1926 (44 Stat. 767).

The last two paragraphs under the heading "Bureau of Supplies and Accounts, Pay, Subsistence, and Transportation of Naval Personnel" in the Act entitled "An Act making appropriations for the Navy Department and naval service for the fiscal year ending June 30, 1931, and for other purposes", approved June 11, 1930 (46 Stat. 567, ch. 463), concerning the discharge of minors in the Navy and Marine Corps.

Section 2, 3, 4, 5, 6, 7, and 8 of the Act of March 3, 1931 (46 Stat. 1482).

Act of July 17, 1935 (49 Stat. 482).

Approved June 29, 1949.

34 U. S. C. § 202
note.

34 U. S. C. §§ 286-286f and notes; Supp. II, §§ 286-286d notes.

34 U. S. C. § 396a.

[CHAPTER 279]

AN ACT

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of such District for the fiscal year ending June 30, 1950, and for other purposes.

June 29, 1949
[H. R. 3082]
[Public Law 145]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there are appropriated for the District of Columbia for the fiscal year ending June 30, 1950, out of (1) the general fund of the District of Columbia, hereinafter known as the general fund, such fund being composed of the revenues of the District of Columbia other than those applied by law to special funds, and \$11,000,000, which is hereby appropriated for the purpose out of any money in the Treasury not otherwise appropriated (to be advanced July 1, 1949), (2) highway funds, established by law (D. C. Code, title 47, ch. 19), and (3) the water fund, established by law (D. C. Code, title 43, ch. 15) and \$1,000,000, which is hereby appropriated for the purpose out of any money in the Treasury not otherwise appropriated (to be advanced July 1, 1949), sums as follows:

District of Columbia Appropriation Act, 1950.

D. C. Code, Supp. VII, 47 ch. 19.
D. C. Code, Supp. VII, 43 ch. 15.

From the general fund: All sums appropriated under the following heads: General administration, fiscal service, compensation and retirement fund expenses, regulatory agencies, public schools, Public Library, Recreation Department, Metropolitan Police, Fire Department, policemen's and firemen's relief, Veterans' Services, courts, Health Department, Department of Corrections, public welfare, public works (excluding those items designated as payable from the highway and water funds), National Guard, National Capital Parks, National Capital Park and Planning Commission, and National Zoological Park;

From the highway fund: All sums appropriated under public works designated as payable from the highway fund; and

From the water fund: All sums appropriated under public works and Washington aqueduct, designated as payable from the water fund; namely:

GENERAL ADMINISTRATION

For expenses necessary for the offices named under this general head:

Executive office, plus so much as may be necessary to compensate the Engineer Commissioner at such rate in grade 8 of the professional service of the Classification Act of 1923, as amended, as may be determined by the Board of Commissioners of the District of Columbia, hereafter in this Act referred to as the Commissioners; six members of the Apprenticeship Council at \$120 per annum each; \$250 to aid in support of the National Conference of Commissioners on Uniform

42 Stat. 1488.
5 U. S. C. §§ 661-674; Supp. II, § 662 *et seq.*
Post, p. 972.

National Conference of Commissioners on Uniform State Laws.

60 Stat. 810.

State Laws; general advertising in newspapers and legal periodicals in the District of Columbia but not elsewhere, unless the need for advertising outside the District of Columbia shall have been specifically approved by the Commissioners, including notices of public hearings, publication of orders and regulations, tax and school notices, and notices of changes in regulations; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and \$10,000 for expenses in case of emergency, such as riot, pestilence, public insaniary conditions, flood, fire, or storm, and for expenses of investigations; \$222,400: *Provided*, That the certificate of the Commissioners shall be sufficient voucher for the expenditure of \$1,500 of this appropriation for such purposes as they may deem necessary.

D. C. Code §§ 1-902 to 1-905.

Office of the corporation counsel, including extra compensation for the corporation counsel as general counsel of the Public Utilities Commission; \$6,000 for the settlement of claims not in excess of \$250 each, approved by the Commissioners in accordance with the Act approved February 11, 1929 (45 Stat. 1160), as amended by the Act approved June 5, 1930 (46 Stat. 500); and judicial expenses, including witness fees and expert services, in District of Columbia cases before the courts of the United States and of the District of Columbia; \$260,000.

Board of Tax Appeals, \$19,500.

FISCAL SERVICE

For expenses necessary for the offices named under this general head:

Assessor's office, including advertising notice of taxes in arrears July 1 of the current fiscal year, for which the general fund shall be reimbursed by a charge of 75 cents for each lot or piece of property advertised, \$767,000: *Provided*, That this appropriation shall not be available for the payment of advertising the delinquent tax list for more than once a week for two weeks in the regular issue of one newspaper published in the District of Columbia.

D. C. Code § 5-430.

Collector's office, including refunding, wholly or in part, erroneous payments of taxes, special assessments, school tuition charges, payment for lost library books, rents, fines, fees, or collections of any character, which have been erroneously covered into the Treasury to the credit of the general fund, including the refunding of fees paid for building permits authorized by the District of Columbia Appropriation Act approved March 2, 1911 (36 Stat. 967), \$351,300: *Provided*, That this appropriation shall be available for such refunds of payments made within the past three years.

Auditor's office, \$428,000.

Purchasing Division, \$94,849.

COMPENSATION AND RETIREMENT FUND EXPENSES

For compensation and retirement fund expenses, as follows:

41 Stat. 104.
D. C. Code § 1-311.

District government employees' compensation: For carrying out the provisions of section 11 of the District of Columbia Appropriation Act approved July 11, 1919, authorizing compensation for employees of the government of the District of Columbia suffering injuries while in the performance of their duties, \$110,000.

Workmen's compensation, administrative expenses: For transfer to the Bureau of Employees' Compensation for administration of the law providing compensation for disability or death resulting from injury to employees in certain employments in the District of Columbia, \$128,200.

Retirement Act,
contribution.

District government employees' retirement: For financing of the liability of the government of the District of Columbia, created by

the Act approved May 22, 1920, as amended (5 U. S. C. 707a), \$1,779,000, which amount shall be placed to the credit of the "Civil service retirement and disability fund".

41 Stat. 614.

REGULATORY AGENCIES

For expenses necessary for agencies named under this general head:
Alcoholic Beverage Control Board, including \$500 for the purchase of samples, \$91,200.

Board of Parole, \$60,320.

Post, p. 872.

Coroner's office, including juror fees, and repairs to the morgue, \$48,100.

Department of Insurance, \$76,700.

Department of Weights, Measures, and Markets, including maintenance and repairs to markets, \$2,500 for purchase of commodities and for personal services in connection with investigation and detection of sales of short weight and measure, \$137,334: *Provided*, That the Disbursing Officer of the District of Columbia is authorized to advance to the Director of the Department of Weights, Measures, and Markets, upon requisition previously approved by the Auditor of the District of Columbia, sums of money, not exceeding \$200 at any one time, to be used exclusively in connection with investigations and detection of short weights and measures.

Post, p. 872.

License bureau, \$46,100.

Post, p. 872.

Minimum Wage and Industrial Safety Board, \$63,000.

Office of Administrator of Rent Control, \$125,000.

Office of Recorder of Deeds, \$201,338.

Poundmaster's office, including uniforms for dog catchers, \$35,000.

Public Utilities Commission, \$130,300: *Provided*, That no appropriation in this Act shall be used for or in connection with the preparation, issuance, publication, or enforcement of any regulation or order of the Public Utilities Commission requiring the installation of meters in taxicabs, or for or in connection with the licensing of any vehicle to be operated as a taxicab except for operation in accordance with such system of uniform zones and rates and regulations applicable thereto as shall have been prescribed by the Public Utilities Commission: *Provided further*, That the foregoing provision shall not be construed to prevent the Public Utilities Commission from holding a hearing upon any application that may be made for the installation of meters in taxicabs.

Meters in taxicabs.

Zoning Commission, \$30,960.

PUBLIC SCHOOLS

OPERATING EXPENSES

General administration: For expenses necessary for the general administration of the public-school system of the District of Columbia, \$592,000.

General supervision and instruction: For expenses necessary for supervision, instruction, and education in the teachers colleges and in the day, evening, and summer public schools of the District of Columbia, and the education of foreigners of all ages in the Americanization schools; including textbooks; and subsistence supplies for pupils attending the schools for crippled children; and including \$10,000 for the services of experts and consultants as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates not exceeding \$50 per diem plus travel expenses for such individuals; \$14,150,000, of which \$200,000 shall be immediately available.

60 Stat. 810.

Vocational education, George-Barden program: For expenses necessary for the development of vocational education in the District

49 Stat. 1488.
20 U. S. C. §§ 15h-
15q.

of Columbia in accordance with the Act of June 8, 1936, as amended, \$207,600.

Operation of buildings and grounds and maintenance of equipment: For expenses necessary for the operation of school buildings and grounds; the purchase and repair of equipment; and operation, maintenance, and insurance of passenger-carrying motor vehicles, including District-owned or borrowed passenger motor vehicles; \$2,868,000.

Repairs to other
municipal buildings.

Repairs and maintenance of buildings and grounds: For expenses necessary for the repair, maintenance, and improvement of school buildings, mechanical equipment, and school grounds, \$1,154,260: *Provided*, That this appropriation shall be available for making repairs to other municipal buildings, subject to reimbursement from other applicable appropriations for the cost of such work, and a report of all such expenditures shall be submitted to Congress in the annual Budget.

Report to Congress.

Deaf and dumb, and
blind persons.

Auxiliary educational services: For the maintenance and instruction of deaf and dumb persons of the District of Columbia admitted to the Columbia Institution for the Deaf, and for the maintenance and instruction of colored deaf mutes of teachable age, and blind children, of the District of Columbia, in Maryland or some other State, by contract entered into by the Commissioners, for the transportation of children attending schools or classes established by the Board of Education for physically handicapped children, and for carrying out the provisions of the Act of December 16, 1944 (58 Stat. 811), \$96,600.

D. C. Code §§ 31-
701 to 31-720; Supp.
VII, §§ 31-721 to 31-
739.
Estimates; actuarial
valuations.

Teachers' retirement appropriated fund: To carry out the Act of January 15, 1920 (41 Stat. 387), as amended by the Act of June 11, 1926 (44 Stat. 727), and the Act of August 7, 1946 (60 Stat. 875), as amended by the Act of August 4, 1947 (61 Stat. 750), \$1,707,000: *Provided*, That the Treasury Department shall prepare the estimates of the annual appropriations required to be made to the teachers' retirement fund, and shall make actuarial valuations of such fund at intervals of five years, or oftener if deemed necessary by the Secretary of the Treasury, and the Commissioners are authorized to expend from money to the credit of the "Teachers' Retirement and Annuity Fund, District of Columbia" not exceeding \$5,000 per annum for this purpose, including personal services, without regard to the civil-service and classification laws.

CAPITAL OUTLAY

For furnishing and equipping the following school buildings: Americanization School, Armstrong Senior High School, Banneker Junior High School, Bell Elementary School, Eastern Senior High School, Garnet-Patterson Junior High School, Kramer Junior High School, Macfarland Junior High School, Miller Junior High School, Elementary School in vicinity of Oxon Run Southeast, Park View Elementary School, Patterson Elementary School, Randall Junior High School, Sousa Junior High School, Stanton Elementary School Replacement, Taft Junior High School, Walker-Jones Elementary School, and Wilson Senior High School, \$420,000, to remain available until expended.

Availability of funds.

61 Stat. 428.

Post, pp. 308, 872.

Not to exceed \$157,400 of the \$600,000 for furnishing and equipping school buildings contained in the District of Columbia Appropriation Act, 1948, shall cease to be available for furnishing and equipping Central Senior High School but is hereby made available for the purchase of vocational high school equipment for the Bell Vocational High School building, and shall remain available until expended.

For construction, as follows:

Construction of
school buildings.

For completing construction of a new twenty-four-room elementary-school building, including auditorium, lunchroom, physical education and recreation facilities, and treatment of grounds, in the vicinity of

Third and L Streets Northwest, to replace the present Walker and Jones Schools, \$159,000;

For completing construction of a new junior high-school building (Sousa), including recreation facilities and treatment of grounds, to be located in the vicinity of Thirty-fourth Street and Minnesota Avenue Southeast, \$300,000;

For completing construction of a twenty-four-room elementary-school building, including auditorium, lunchroom, physical education and recreation facilities, and treatment of grounds in the vicinity of Nichols Avenue and Sumner Road Southeast, to replace the present Birney permanent and temporary buildings, \$65,000;

For completing construction of a twenty-four-room elementary-school building, including auditorium, lunchroom, physical education and recreation facilities, and treatment of grounds, in the vicinity of Good Hope and Naylor Roads Southeast, to replace the present Stanton permanent and temporary buildings, \$517,440;

For completing construction of a twenty-four-room elementary-school building, including auditorium, lunchroom, physical education and recreation facilities, and treatment of grounds, in the vicinity of Oxon Run Southeast, \$625,000;

For completing the construction of a fifteen-room junior high-school addition on the second and third floors of the Banneker Junior High School, including remodeling of the present building, \$195,000.

For the preparation of plans and specifications for the construction of an addition to the Browne Junior High School, including ten classrooms, a gymnasium, remodeling of the present building, and treatment of grounds, at a total cost not to exceed \$290,000; \$8,700, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For the preparation of plans and specifications for completing the second floor of the east wing of the Burdick Vocational High School, including remodeling of the present building, at a total cost not to exceed \$25,000; \$750, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For the preparation of plans and specifications for the construction of an eight-room addition to the Davis Elementary School, including auditorium, lunchroom, physical education and recreation facilities, remodeling of the present building, and treatment of grounds, at a total cost not to exceed \$630,000; \$18,900, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For the preparation of plans and specifications for building and ground improvements to be made at the Dunbar Senior High School, including new gymnasiums, remodeling of the present building, installation of a new heating plant, improvement of stadium facilities, and treatment of grounds, at a total cost not to exceed \$775,000; \$23,250, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For the preparation of plans and specifications for the construction of an addition to the Francis Junior High School, including a new cafeteria, new gymnasium, remodeling of the present building, and treatment of grounds, at a total cost not to exceed \$360,000; \$10,800, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For the preparation of plans and specifications for the construction of an eight-room addition to the Keene Elementary School, including auditorium, lunchroom, physical education and recreation facilities, remodeling of the present building, and treatment of grounds, at a

total cost not to exceed \$630,000; \$18,900, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For the preparation of plans and specifications for the construction of a new junior high-school building, including recreation facilities and treatment of grounds, at a total cost not to exceed \$1,960,000, on a site in the vicinity of Pomeroy Road, Douglas Place, and Stanton Road Southeast, \$58,800, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For the preparation of plans and specifications for the construction of an extensible eight-room elementary-school building, including treatment of grounds, at a total cost not to exceed \$420,000, on a site in the vicinity of River Terrace Northeast, \$12,600, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For the preparation of plans and specifications for completing the second floor of the Slowe Elementary School, including remodeling of the present building and treatment of grounds, at a total cost not to exceed \$42,000; \$1,260, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For an additional amount for the preparation of plans and specifications for the construction of a new junior high-school building to replace the present Terrell Junior High School Building, including recreation facilities and treatment of grounds, at a total cost not to exceed \$1,960,000, on a site in the vicinity of First and Pierce Streets Northwest, \$30,450, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

For an additional amount for the preparation of plans and specifications for the construction of a new junior high-school building to replace the present Hine Junior High School building, including recreation facilities and treatment of grounds, at a total cost not to exceed \$1,960,000, on a site in the vicinity of Ninth and C Streets Southeast, \$29,400, which amount may be credited to the appropriation account "Office of Municipal Architect, construction services";

Availability of funds.
61 Stat. 430.

Ante, p. 306; *post*, p. 872.

The unobligated balance of the \$60,000 contained in the District of Columbia Appropriation Act, 1948, for alterations and additions at the Central High School shall cease to be available for this purpose but is hereby made available for alterations at the Bell Vocational High School Building, and shall remain available until expended: *Provided*, That not to exceed \$2,000 of the balance may be transferred to the credit of the appropriation account "Office of Municipal Architect, construction services", and be available for the preparation of plans and specifications for said alterations;

61 Stat. 430.

The contract authorization for the Spingarn Senior High School specified in the District of Columbia Appropriation Act, 1948, is hereby increased to \$3,600,000;

In all, for construction, including preparation of plans and specifications, \$2,075,250, to be immediately available as one fund and to remain available until expended, to be disbursed and accounted for as "Capital outlay, construction, public schools, District of Columbia", and transfers may be made within the said fund between projects without regard to fiscal years and without reference to the established limitations of cost, or limitations on appropriations for public school construction specified in the District of Columbia Appropriation Act, 1946, except that the cost limitation for no one project may thereby be increased by more than 10 per centum.

59 Stat. 276.

Double salaries.

39 Stat. 120.

5 U. S. C. §§ 58, 59.

Section 6 of the Legislative, Executive, and Judicial Appropriation Act, approved May 10, 1916, as amended, shall not apply from July 1 to September 3, 1949, to teachers of the public schools of the District

of Columbia when employed by any of the executive departments or independent establishments of the United States Government.

Hereafter, no part of the appropriations made for the public schools of the District of Columbia shall be used for the free instruction of pupils who dwell outside the District of Columbia.

Free instruction of pupils outside D. C.

PUBLIC LIBRARY

For expenses necessary for the operation of the Public Library, including extra services on Sundays and holidays; newspapers, books, periodicals, and other printed material, including payment in advance for subscription thereto; music records, sound recordings, and educational films; alterations, repairs; fitting up buildings; care of grounds; and rent of suitable quarters for branch libraries in Anacostia and Woodridge without reference to section 6 of the District of Columbia Appropriation Act, 1945; \$1,212,000: *Provided*, That the disbursing officer of the District of Columbia is authorized to advance to the librarian of the Public Library, upon requisition previously approved by the Auditor of the District of Columbia, not exceeding \$50 at the first of each month, for the purchase of certain books, pamphlets, periodicals, or newspapers, or other printed material.

58 Stat. 532.

The unexpended balances of the amounts made available by the District of Columbia Appropriation Act, 1940, for the preparation of plans and specifications for the new central building of the Public Library of the District of Columbia shall remain available for the same purposes and under the same conditions and limitations until June 30, 1950.

53 Stat. 1011.

RECREATION DEPARTMENT

Operating expenses: For expenses necessary for operation and maintenance of recreation facilities in and for the District of Columbia, \$1,189,000.

Capital outlay: For improvement of various recreation units, including erection of recreation structures, preparation of architectural and landscape architectural plans, and reimbursement to the United States of funds advanced in compliance with section 501 of the Act of October 3, 1944 (58 Stat. 791), \$180,000.

The disbursing officer of the District of Columbia is authorized to advance to the superintendent of recreation, upon requisitions previously approved by the auditor of the District of Columbia and upon such security as the Commissioners may require of said superintendent, sums of money to be used for the expense of conducting activities of the Recreation Board under the trust fund created by the Act of April 29, 1942, the total of such advancements not to exceed \$2,000 at any one time.

50 U. S. C., app. §1671. Advances.

56 Stat. 261. D. C. Code, Supp. VII, §§ 8-201 to 8-219.

METROPOLITAN POLICE

For expenses necessary for the Metropolitan Police, including pay and allowances; one inspector who shall be property clerk; the present acting sergeant in charge of police automobiles with the rank and pay of sergeant; the present sergeant in charge of the police radio station with the rank and pay of lieutenant; the present sergeant in charge of purchasing and accounts with the rank and pay of lieutenant; the lieutenant assigned as harbor master with the rank and pay of captain; corporals at \$3,669 per annum each; technicians with basic salary increase of \$325 per annum each; not to exceed four detectives in the salary grade of captain; probational detectives with basic salary increase of \$163 per annum each; compensation of civilian

Technicians.

Prevention and de-
tection of crime.

trial board members at rates to be fixed by the Commissioners; allowances for privately owned automobiles used by inspectors in the performance of official duties at \$480 per annum for each automobile; meals for prisoners; rewards for fugitives; medals of award; photographs; rental and maintenance of teletype system; travel expenses incurred in prevention and detection of crime; expenses of attendance, without loss of pay or time, at specialized police training classes and pistol matches, including tuition and entrance fees; expenses of the police training school, including travel expenses of visiting lecturers or experts in criminology; police equipment and repairs to same; insignia of office, uniforms, and other official equipment, including cleaning, alteration, and repair of articles transferred from one individual to another, or damaged in the performance of duty; purchase of passenger motor vehicles; expenses of harbor patrol; and the maintenance of a suitable place for the reception and detention of girls and women over seventeen years of age, arrested by the police on charge of offense against any laws in force in the District of Columbia, or held as witnesses or held pending final investigation or examination, or otherwise; \$6,443,989, of which amount \$16,000 shall be exclusively available for expenditure by the Superintendent of Police for prevention and detection of crime, under his certificate, approved by the Commissioners, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended.

Advances.

For expenses necessary to enable the Commissioners of the District of Columbia to carry out the provisions of the Act of July 11, 1947 (61 Stat. 314), for ceremonies in the District of Columbia, \$10,000.

The disbursing officer of the District of Columbia is authorized to advance to the Superintendent of Police upon the approval of the Commissioners, sums of money to be used in the prevention and detection of crime, the total of such advancements not to exceed \$5,000 at any one time.

FIRE DEPARTMENT

For expenses necessary for the Fire Department, including pay and allowances, including \$300 for compensation of civilian trial board members at rates to be fixed by the Commissioners; uniforms and other official equipment, including cleaning, alteration, and repair of articles transferred from one individual to another, or damaged in the performance of duty; purchase of passenger motor vehicles; repairs and improvements to buildings and grounds; \$3,751,242: *Provided*, That the Commissioners, in their discretion, may authorize the construction, in whole or in part, of fire-fighting apparatus in the Fire Department repair shop.

POLICEMEN'S AND FIREMEN'S RELIEF

For policemen's and firemen's relief and other allowances as authorized by law, \$2,900,000.

VETERANS' SERVICES

For expenses necessary to provide services to veterans and war workers, including personal services without regard to classification or civil-service laws, \$117,700.

COURTS

District of Columbia courts: For expenses of the following District of Columbia courts, including witness fees and compensation of jurors; lodging and meals for jurors, bailiffs, and deputy United States

marshals while in attendance upon jurors, when ordered by the courts; and meals for prisoners:

Juvenile court, \$264,248, of which \$16,400 shall be available for payment to the United States Public Health Service for furnishing psychiatric service, including the detail of necessary medical and other personnel: *Provided*, That the disbursing officer of the District of Columbia is authorized to advance to the chief probation officer of the juvenile court upon requisition previously approved by the judge of the juvenile court and the auditor of the District of Columbia, not to exceed \$50 at any one time, to be expended for travel expenses to secure the return of absconding probationers.

Return of absconding probationers.

Municipal court, including pay of retired judges, \$504,759: *Provided*, That deposits made on demands for jury trials in accordance with rules prescribed by the court under authority granted in section 11 of the Act approved March 3, 1921 (41 Stat. 1312), shall be earned unless, prior to three days before the time set for such trials, including Sundays and legal holidays, a new date for trial be set by the court, cases be discontinued or settled, or demands for jury trials be waived.

Deposits for jury trials.

D. C. Code §11-722.

Municipal court of appeals, \$76,000.

United States courts: For reimbursement to the United States for services rendered to the District of Columbia by the Judiciary and the Department of Justice as specified under the head "United States courts for the District of Columbia" in the Judiciary Appropriation Act for the current fiscal year, and in the Department of Justice Appropriation Act for the current fiscal year, \$1,018,000.

Reimbursements.

Probation system: For expenses necessary for the probation system, \$61,700.

Post, pp. 473, 462.

Office of Register of Wills: For expenses necessary for the Office of Register of Wills, including contract statistical services, \$161,300.

Commission on Mental Health: For expenses necessary for the Commission on Mental Health, including physician-members at \$5,200 per annum, \$43,100, of which \$1,000 shall be available for the payment of fees to attorneys appointed in accordance with the Act of June 8, 1938 (52 Stat. 625), not exceeding \$25 in any one case.

D. C. Code §21-308.

HEALTH DEPARTMENT

Operating expenses, Health Department (excluding hospitals): For expenses necessary for the general administration, medical services, laboratories, and inspection services of the Health Department, including the enforcement of the Acts relating to the prevention of the spread of contagious and infectious diseases in the District of Columbia; the maintenance of tuberculosis and venereal-disease clinics and dispensaries; the conduct of hygiene and sanitation work in schools; the maintenance of a dental-health service; the maintenance of a maternal and child-health service; housekeeping assistance in cases of authentic indigent sick at salary rates to be fixed by the Commissioners; the maintenance of a service for the care of handicapped and crippled children; the maintenance of a cancer-control project; the maintenance of a public health engineering service; the maintenance of a nursing service; the maintenance of a psychiatric service; the maintenance of an emergency ambulance service; the operation and maintenance of laboratories; out-patient relief of the poor, including medical and surgical supplies, artificial limbs, and pay of physicians at rates to be fixed by the Commissioners; and the enforcement of the Acts relating to the drainage of lots and abatement of nuisances in the District of Columbia, the Act relating to the adulteration of foods, drugs, and candy, the Act relating to the manufacture and sale of mattresses, the Act relating to the manufacture, sale, and transportation of adulterated or misbranded or poisonous or deleterious

52 Stat. 785.
D. C. Code §§ 33-401
to 33-425.

60 Stat. 810.

Automobile allow-
ances.

Volunteer services.

Special services.

foods, drugs, medicines, and liquors, the Act relating to the licensing of undertakers, the Uniform Narcotic Drug Act, and the Act relating to the sale of milk, cream, and ice cream; such expenses to include one physician at \$6,145 per annum to be appointed without regard to civil-service laws; contract investigational service; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); uniforms; rent; purchase of passenger motor vehicles; manufacture of serum in indigent cases; and allowances for privately owned automobiles used for the performance of official duties (not to exceed \$264 per annum for each automobile for employees other than dairy-farm inspectors and 7 cents per mile but not more than \$840 per annum for each automobile for dairy-farm inspectors); \$2,100,593: *Provided*, That the Commissioners may, without creating any obligation for the payment of money on account thereof, accept such volunteer services as they may deem expedient in connection with the establishment and maintenance of the medical services herein provided for: *Provided further*, That not to exceed \$400 may be expended for special services in detecting adulteration of drugs and foods, including candy and milk and other products and services subject to inspection by the Health Department.

Operating expenses, Glenn Dale Tuberculosis Sanatorium: For expenses necessary for the Tuberculosis Sanatorium at Glenn Dale, Maryland, including compensation of consulting physicians and dentists at rates to be fixed by the Commissioners; classroom supplies; and repairs and improvements to buildings and grounds; \$1,859,884, of which not to exceed \$5,000 shall be for the compensation of convalescent patients to be employed in essential work of the sanatorium and as an aid to their rehabilitation at rates and under conditions to be determined by the Commissioners; but nothing in this paragraph shall be construed as conferring employee status on patients whose services are so utilized.

Capital outlay, Glenn Dale Tuberculosis Sanatorium: For the construction of apartment house numbered 2 for medical officers, \$65,000; for furnishing and equipping apartment house numbered 1 for medical officers, \$10,000; in all, \$75,000.

Operating expenses, Gallinger Municipal Hospital: For expenses necessary for Gallinger Municipal Hospital and the Tuberculosis Hospital at Fourteenth and Upshur Streets Northwest including one superintendent at \$9,975 per annum plus \$1,500 per annum for a residence; one deputy superintendent at \$7,581 per annum; not to exceed six full-time chief medical officers at \$7,581 per annum each and two associate medical officers at \$5,905 per annum each, to be appointed without reference to civil-service requirements; expenses of the training school for nurses; and repairs and improvements to buildings and grounds; \$4,040,000.

Capital outlay, Gallinger Municipal Hospital: For continuing the construction of a combination pediatrics and crippled children's building, \$905,651; for completing the construction of a laboratory building, including fixed equipment, \$279,000; for furnishing and equipping the laboratory building, \$49,440; for furnishing and equipping the combination pediatrics and crippled children building, \$382,909; in all, \$1,617,000.

Medical charities: For care and treatment of indigent patients under contracts to be made by the Health Officer of the District of Columbia and approved by the Commissioners with institutions, as follows: Central Dispensary and Emergency Hospital; Children's Hospital; Columbia Hospital and Lying-in Asylum; Eastern Dispensary and Casualty Hospital; Episcopal Eye, Ear, and Throat Hospital; Garfield Memorial Hospital; George Washington University Hospital;

Georgetown University Hospital; Providence Hospital; and Washington Home for Incurables; in all, \$745,000: *Provided*, That the in-patient rate shall not exceed \$9 per diem and the out-patient rate shall not exceed \$2 per visit.

Patient rates.

Columbia Hospital and Lying-in Asylum: For general repairs, including labor and material, to be expended under the direction of the Architect of the Capitol, \$5,000.

Freedmen's Hospital: For reimbursement to the United States for services rendered to the District of Columbia by Freedmen's Hospital, as specified under the head, "Freedmen's Hospital", in the Federal Security Agency Appropriation Act, 1950, \$400,000: *Provided*, That the in-patient rate shall not exceed \$9 per diem and the out-patient rate shall not exceed \$2 per visit.

Ante, p. 286.
Patient rates.

DEPARTMENT OF CORRECTIONS

Operating expenses: For expenses necessary for the Department of Corrections, including subsistence of interns; compensation of consulting physicians, dentists, and other specialists at rates to be fixed by the Commissioners; attendance of guards at pistol and rifle matches; uniforms and other distinctive wearing apparel necessary for employees in the performance of their official duties; rental of motion-picture films; repairs and improvements to buildings and grounds; purchase of motorbuses; support, maintenance, and transportation of prisoners transferred from the District of Columbia; interment or transporting the remains of deceased prisoners to their relatives or friends in the United States; electrocutions; identifying, pursuing, recapturing (including rewards therefor), and returning to institutions, escaped inmates and parole and conditional-release violators; and returning released prisoners to their residences, or to such other place within the United States as may be authorized by the Director, and the furnishing of suitable clothing, and in the discretion of the Director, an amount of money not to exceed \$30, regardless of length of sentence, \$2,905,112: *Provided*, That the disbursing officer of the District of Columbia is authorized to advance to the Director, Department of Corrections, upon requisitions previously approved by the Auditor of the District of Columbia and upon such security as the Commissioners may require of said Director, sums of money not exceeding \$500 at one time, to be used only for expenses in returning escaped prisoners, conditional releases, and parolees.

Advances.

Capital outlay: For the purchase of a Diesel locomotive, \$6,900; and the Transportation Corps, Department of the Army, is hereby authorized to transfer to the District of Columbia one Diesel locomotive at not to exceed \$6,900.

Diesel locomotive.

PUBLIC WELFARE

For expenses necessary for the general administration of public welfare in the District of Columbia, including contract investigational services; \$98,316.

Agency services: For expenses necessary for certification of persons eligible for any public benefits which are or may become available as may be approved by the Commissioners, relief and rehabilitation for purposes of employment of indigent residents of the District of Columbia, to be expended under rules and regulations prescribed by the Commissioners; vocational rehabilitation of disabled residents of the District of Columbia in accordance with the provisions of the Act of July 6, 1943 (57 Stat. 374); aid to dependent children in accordance with the provisions of the Act of June 14, 1944 (58 Stat.

29 U. S. C. §§ 31-41.

D. C. Code, Supp.
VII, §§ 32-751 to 32-
765.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.
"Penny milk"
program.

Collections
from milk program.

Visits to wards out-
side D. C., Va., and
Md.

Use of privately
owned automobiles.

5 U. S. C. § 73a.
Ante, p. 167.

277); assistance against old-age want, as authorized by law; aid for needy blind persons, as authorized by law; services for children in their own homes; distribution of surplus commodities and relief milk to public and charitable institutions; \$131,871 for necessary expenses, including personal services without regard to the Classification Act of 1923, as amended, for the carrying out, under regulations to be prescribed by the Commissioners of a "penny milk" program for the school children of the District, including the purchase and distribution of milk under agreement with the United States Department of Agriculture; maintenance pending transportation, and transportation, of indigent nonresident persons; transportation of other indigent persons, including veterans and their families; deportation of nonresident insane persons, as provided by law, including persons held in the psychopathic ward of the Gallinger Municipal Hospital; burial of indigent residents of the District of Columbia; for placing and visiting children; board and care of all children committed to the guardianship of the Board of Public Welfare by the courts of the District, including white girls committed to the National Training School for Girls and all children accepted by said Board for care as authorized by law; temporary care of children pending investigation or while being transferred from place to place, with authority to pay for the care of children in institutions under sectarian control; for continuous maintenance of foster homes for temporary or emergency board and care of nondelinquent children; care and maintenance of women and children under contracts to be made by the Board of Public Welfare and approved by the Commissioners with the Florence Crittenton Home, Saint Ann's Infant Asylum and Maternity Hospital, the House of Mercy, and other institutions caring for unmarried mothers; and for burial of children dying while beneficiaries under this appropriation; including repair and upkeep of building; \$3,849,790: *Provided*, That collections from the milk program shall be paid to the collector of taxes, District of Columbia, for deposit in the Treasury of the United States to the credit of the District: *Provided further*, That no part of this appropriation shall be used for the purpose of visiting any ward of the Board of Public Welfare placed outside of the District of Columbia and the States of Virginia and Maryland, and a ward placed outside said District and the States of Virginia and Maryland shall be visited not less than once a year by a voluntary agent or correspondent of said Board, and said Board shall have power to discharge from guardianship any child committed to its care: *Provided further*, That employees using privately owned automobiles for the deportation of nonresident insane, the transportation of indigent persons, or the placing of children may be reimbursed as authorized by section 3 of the Act of August 2, 1946 (60 Stat. 806), but not to exceed \$900 for any one individual.

Operating expenses, protective institutions: For expenses necessary for the operation of the Industrial Home School, the Industrial Home School for Colored Children, the National Training School for Girls, the Municipal Lodging House, the Home for the Aged and Infirm, the District Training School; Temporary Home for Former Soldiers, Sailors, and Marines; maintenance, under jurisdiction of the Board of Public Welfare, of a suitable place in a building entirely separate and apart from the house of detention for the reception and detention of children under eighteen years of age arrested by the police on charge of offense against any laws in force in the District of Columbia or committed to the guardianship of the Board, or held as witnesses, or held temporarily, or pending hearing, or otherwise; including subsistence of interns; compensation of consulting physicians and veterinarians at rates to be fixed by the Commissioners; repairs and

improvements to buildings and grounds; securing suitable homes for paroled or discharged children; and care and maintenance of boys committed to the National Training School for Boys by the courts of the District of Columbia under a contract to be made by the Board of Public Welfare with the Attorney General at a rate of not to exceed \$3 per day for each boy so committed; purchase of passenger motor vehicles; \$2,338,613: *Provided*, That no part of this appropriation shall be used for the maintenance of white girls in the National Training School for Girls: *Provided further*, That the salary of the superintendent of the National Training School for Girls shall be at the rate of \$4,651 per annum.

Restriction on use of funds.

Salary of superintendent.

Capital outlay, protective institutions: For completing the construction of a residence for employees and a residence for the medical staff at the District Training School, \$185,000.

Saint Elizabeths Hospital: For support of indigent insane of the District of Columbia in Saint Elizabeths Hospital, as provided by law, \$7,612,622.

The disbursing officer of the District of Columbia is authorized to advance to the Director of Public Welfare, upon requisitions previously approved by the Auditor of the District and upon such security as the Commissioners may require of said Director, sums of money to be used for placing and visiting children; returning parolees and wards of the Board of Public Welfare; and deportation of nonresident insane persons and nonresident indigent persons including maintenance pending transportation; the total of such advancements not to exceed \$2,000 at any one time.

Advances.

PUBLIC WORKS

Operating expenses, office of chief clerk: For expenses for the office of chief clerk, including maintenance and repair of wharves; and \$1,000 for affiliation with the National Safety Council, Incorporated; \$57,906.

Office of Municipal Architect: For expenses necessary for the Office of Municipal Architect, \$109,636, of which \$17,600 shall be exclusively for test borings and soil investigations.

All apportionments of appropriations for the use of the Office of Municipal Architect in payment of personal services employed on construction work provided for by said appropriations shall be based on an amount not exceeding 3½ per centum of a total of not more than \$2,000,000 of appropriations made for such construction projects and not exceeding 3¼ per centum of a total of the appropriations in excess of \$2,000,000, and appropriations specifically made in this Act for the preparation of plans and specifications shall be deducted from any allowances authorized under this paragraph: *Provided*, That reimbursements may be made to this fund from appropriations contained in this Act for services rendered other activities of the District government, without reference to fiscal-year limitations on such appropriations.

Basis of apportionment.

Reimbursements.

Operating expenses, Office of Superintendent of District Buildings: For expenses necessary for care of the District buildings, including rental of postage meter equipment, uniforms and caps for guards and elevator operators, \$957,200.

Surveyor's office: For expenses necessary for the surveyor's office, \$138,000.

Department of Inspections: For expenses necessary for the Department of Inspections, including the enforcement of the Act requiring the erection of fire escapes on certain buildings (48 Stat. 843) and the removal of dangerous or unsafe and insanitary buildings (34 Stat. 157;

Fire escapes.

D. C. Code §§ 5-301 to 5-312.

D. C. Code §§ 5-601 to 5-615, 5-501 to 5-505; Supp. VII, § 5-603 et seq.

49 Stat. 105); such expenses to include two members of the plumbing board at \$150 per annum each; two members of the board of examiners, steam engineers, at \$300 per annum each (the inspector of boilers to serve without additional compensation); \$6 per diem to each member of board of survey, other than the inspector of buildings, while actually employed in surveys of such dangerous and unsafe buildings; three members of board of special appeal; one member of motion-picture operators examining board at \$300 per annum; and two members of electrical examining board at \$300 per annum each; \$670,600.

D. C. Code §§ 7-701 to 7-705.
Rates for electric street lighting.

Operating expenses, Electrical Division: For expenses necessary for the operation and maintenance of the District's communication systems, including rental, purchase, installation, and maintenance of telephone, telegraph, and radio services; and street lighting, including the installation and maintenance of public lamps, lampposts, street designations, lanterns, and fixtures of all kinds on streets, avenues, roads, alleys, and public spaces, part cost and maintenance of airport and airway lights necessary for operation of the air mail to be expended in accordance with the provisions of sections 7 and 8 of the District of Columbia Appropriation Act for the fiscal year 1912 (36 Stat. 1008), and with the provisions of the District of Columbia Appropriation Act for the fiscal year 1913 (37 Stat. 181), and other laws applicable thereto; \$1,258,612: *Provided*, That this appropriation shall not be available for the payment of rates for electric street lighting in excess of those authorized to be paid in the fiscal year 1927, and payment for electric current for new forms of street lighting shall not exceed 2 cents per kilowatt-hour for current consumed.

Capital outlay, Electrical Division: For expenses necessary for placing underground, relocating, and extending the telephone, police-patrol, and fire-alarm cable and circuit distribution systems; installing and extending radio systems; and purchase of lampposts, street designations, and fixtures of all kinds; \$181,400.

Central garage: For expenses, including the purchase of passenger motor vehicles, work cars, field wagons, ambulances, and busses and three chauffeurs for the Executive Office at \$2,394 per annum each, \$118,008.

Use of motor vehicles.

60 Stat. 810.

Nonapplicability of "official purposes."

All motor-propelled passenger-carrying vehicles (including watercraft) owned by the District of Columbia shall be operated and utilized in conformity with section 16 of the Act of August 2, 1946 (5 U. S. C. 77, 78), and shall be under the direction and control of the Commissioners, who may from time to time alter or change the assignment for use thereof, or direct the alteration or interchangeable use of any of the same by officers and employees of the District, except as otherwise provided in this Act: *Provided*, That "official purposes" shall not apply to the Commissioners of the District of Columbia and in cases of officers and employees, the character of whose duties make such transportation necessary, and then only as to such latter cases when the same is approved by the Commissioners. No motor vehicles shall be transferred from the police or fire departments to any other branch of the government of the District of Columbia.

Snow removal.

Operating expenses, Street and Bridge Divisions (payable from highway fund): For operating expenses of the Street and Bridge Divisions, including operation, minor construction, maintenance, and repair of bridges; repairs to streets, avenues, roads, sidewalks, and alleys; reconditioning existing gravel streets and roads; and cleaning snow and ice from streets, sidewalks, cross walks, and gutters, in the discretion of the Commissioners; such expenses to include purchase of passenger motor vehicles, surveying instruments, implements, and equipment used in this work; \$1,972,000, of which amount \$70,000 shall be exclusively for snow removal purposes: *Provided*, That the

Commissioners are hereby authorized to purchase and install a municipal asphalt plant including all auxiliary plant equipment to be paid for from this appropriation at a cost not to exceed \$150,000.

Municipal asphalt plant.

Capital outlay, Street and Bridge Divisions (payable from highway fund): For expenses necessary for the grading, surfacing, paving, repaving, widening, altering, and otherwise improving streets, avenues, roads, and alleys, including curbing and gutters, directional and pedestrian islands at various intersections to permit of proper traffic-light control and channelization of traffic, drainage structures, culverts, suitable connections to storm-water sewer system, retaining walls, replacement and relocation of sewers, water mains, fire hydrants, traffic lights, street lights, fire-alarm boxes, police-patrol boxes, and curb-line trees, when necessary, Federal-aid highway projects under section 1 (b) of the Federal Aid Highway Act of 1938, and highway structure projects financed wholly from the highway fund upon the approval of plans for such structures by the Commissioners; for carrying out the provisions of existing laws which authorize the Commissioners to open, extend, straighten, or widen streets, avenues, roads, or highways, in accordance with the plan of the permanent system of highways for the District of Columbia, and alleys and minor streets, and for the establishment of building lines in the District of Columbia, including the procurement of chains of title; and for assessment and permit work, paving of roadways under the permit system, and construction of sidewalks and curbs around public reservations and municipal and United States buildings, including purchase or condemnation of streets, roads, and alleys, and of areas less than two hundred and fifty square feet at the intersection of streets, avenues, or roads in the District of Columbia, to be selected by the Commissioners, \$5,125,000, to remain available until June 30, 1951: *Provided*, That appropriations contained in this Act for highways, sewers, Division of Sanitation, and the Water Division shall be available for snow removal when ordered by the Commissioners in writing: *Provided further*, That in connection with the purchase and installation of a municipal asphalt plant on District-owned property the Commissioners are authorized to make expenditures from this appropriation in an amount not exceeding \$150,000 for the preparation of the site, including the construction of sea walls, dock facilities, and a railroad siding: *Provided further*, That in connection with the highway-planning survey, involving surveys, plans, engineering, and economic investigations of projects for future construction in the District of Columbia, as provided for under section 10 of the Federal Aid Highway Act of 1938, and in connection with the construction of Federal-aid highway projects under section 1 (b) of said Act, and highway-structure projects financed wholly from the highway fund, this appropriation shall be available for the employment of engineering or other professional services by contract or otherwise, and without regard to section 3709 of the Revised Statutes and the civil-service and classification laws, and section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and for engineering and incidental expenses: *Provided further*, That this appropriation and the appropriation "Operating expenses, Street and Bridge Division, highway fund," shall be available for the construction and repair of pavements of street railways, in accordance with the provisions of the Merger Act (47 Stat. 752), and the proportion of the amount thus expended which under the terms of the said Act is required to be paid by the street-railway company shall be collected, upon the neglect or the refusal of such street-railway company to make such payment, from the said street-railway company in the manner provided by section 5 of the Act of June 11, 1878, and shall be deposited to the credit of the appropriation for the fiscal year in which it is collected: *Provided further*,

52 Stat. 633.
23 U. S. C. § 41b.

Snow removal.

Municipal asphalt plant.

52 Stat. 636; 53 Stat. 1066.

52 Stat. 633.
23 U. S. C. § 41b.

41 U. S. C. § 5.
Post, p. 403.

60 Stat. 810.

Pavements of street railways.

D. C. Code § 7-604.

20 Stat. 106.
D. C. Code § 7-604.

Assessments for paving and repaving.

Contracts.

58 Stat. 838.
23 U. S. C. §§ 60-63.

Grade-crossing elimination.

23 U. S. C. § 24a.
52 Stat. 633.
23 U. S. C. § 41b.

Widths of sidewalks and roadways.

Open competition for street improvement contracts.

Liability for repairs.

Post, p. 873.

Parking meters.
Traffic safety education.

D. C. Code, Supp. VII, §§ 40-801 to 40-809.

Streetcar loading platforms.

Fees from parking meters.

That assessments in accordance with existing law shall be made for paving and repaving roadways, alleys, and sidewalks where such roadways, alleys, and sidewalks are paved or repaved with funds herein appropriated: *Provided further*, That in connection with projects to be undertaken as Federal-aid projects under the provisions of the Federal Aid Highway Act of December 20, 1944, the Commissioners are authorized to enter into contract or contracts for those projects in such amounts as shall be approved by the Public Roads Administration, Federal Works Agency: *Provided further*, That this appropriation may be used for payment to contractors and for other expenses in connection with the expense of design, construction, and inspection of grade-crossing elimination and other construction projects authorized under section 8 of the Act of June 16, 1936 (49 Stat. 1521), and section 1 (b) of the Federal Aid Highway Act of 1938, pending reimbursement to the District of Columbia by the Public Roads Administration, Federal Works Agency, reimbursement to be credited to fund from which payment was made: *Provided further*, That the Commissioners are authorized to fix or alter the respective widths of sidewalks and roadways (including tree spaces and parking) of all highways that may be improved under appropriations contained in this Act: *Provided further*, That no appropriation in this Act shall be available for repairing, resurfacing, or paving any street, avenue, or roadway by private contract unless the specifications for such work shall be so prepared as to permit of fair and open competition in paving materials as well as in price: *Provided further*, That in addition to the provision of existing law requiring contractors to keep new pavements in repair for a period of one year from the date of the completion of the work, the Commissioners shall further require that where repairs are necessary during the four years following the said one-year period, due to inferior work or defective materials, such repairs shall be made at the expense of the contractor, and the bond furnished by the contractor shall be liable for such expense.

Department of Vehicles and Traffic (payable from highway fund): For expenses necessary for the Department of Vehicles and Traffic, including purchase, installation, modification, operation, and maintenance of electric traffic lights, signals, controls, markers, and directional signs; purchase of motor-vehicle identification number plates; installation, operation, and maintenance of parking meters on the streets of the District of Columbia, \$20,000 for traffic safety education without reference to any other law; \$200 for membership in the American Association of Motor Vehicle Administrators; for all expenses necessary in carrying out the provisions of the District of Columbia Motor Vehicle Parking Facility Act of 1942, approved February 16, 1942 (56 Stat. 90), including personal services (except a director); and uniforms for motor vehicle inspectors; \$929,800: *Provided*, That no part of this or any other appropriation contained in this Act shall be expended for building, installing, and maintaining streetcar loading platforms and lights of any description employed to distinguish same, except that a permanent type of platform may be constructed from appropriations contained in this Act for street improvements when plans and locations thereof are approved by the Public Utilities Commission and the Director of Vehicles and Traffic: *Provided further*, That the street-railway company shall after construction maintain, mark, and light the same at its expense: *Provided further*, That fees from parking meters shall be deposited to the credit of the highway fund, except that the Commissioners are authorized and empowered to pay the purchase price and the cost of installation of new meters or devices installed during the fiscal years

1949 and 1950 from fees collected from such new meters or devices, which fees are hereby appropriated for such purpose, until such time as contracts of purchase obligated during the fiscal years 1949 and 1950 have been paid, and thereafter such new meters or devices shall become the property of the Government of the District of Columbia and all fees collected from such new meters or devices shall be deposited to the credit of the highway fund: *Provided further*, That the Commissioners are authorized and directed to designate, reserve, and properly mark appropriate and sufficient parking spaces on the streets adjacent to all public buildings in the District for the use of Members of Congress engaged on public business: *Provided further*, That the incumbent on July 1, 1944, of the authorized position of Registrar of Titles and Tags, whose duties shall be as prescribed in the District of Columbia Appropriation Act, 1945, shall hereafter be continued for compensation purposes in grade 9 of the clerical, administrative, and fiscal service under the Classification Act of 1923, as amended.

Division of Trees and Parking (payable from highway fund): For necessary expenses for the Division of Trees and Parking, \$212,500.

Reimbursement of other appropriations (payable from highway fund): There are hereby authorized to be paid from the highway fund to other appropriations for the District of Columbia the following sums: \$9,775 to "General administration" (Office of Corporation Counsel); \$46,088 to "Fiscal service" (Collector's Office, \$28,843; Auditor's Office, \$12,720; Purchasing Division, \$4,525); \$4,000 to "Salaries and expenses, Office of Chief Clerk"; \$8,985 to "Operating expenses, Office of Superintendent of District Buildings"; \$2,028 to "Operating expenses, Electrical Division"; \$976,222 to "Metropolitan Police"; and \$25,000 to "National Capital Parks"; in all, \$1,072,098.

Refunding erroneous collections (payable from highway fund): To enable the Commissioners to refund collections erroneously covered into the Treasury during the present and past three fiscal years to the credit of the highway fund, \$1,500: *Provided*, That this appropriation shall not be available for refunds authorized by section 10 of the Act of April 23, 1924.

Operating expenses, Division of Sanitation: For expenses necessary for collection and disposal of refuse and street cleaning, including repair and maintenance of plants, buildings, and grounds; and fencing of public and private property designated by the Commissioners as public dumps; \$3,351,700: *Provided*, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business or from apartment houses of four or more apartments having a central heating system, or from any building or connected group of buildings operated as a rooming, boarding, or lodging house having a total of more than twenty-five rooms.

Capital outlay, Division of Sanitation: For completing construction of refuse transfer station and a garage and shops building, \$400,000.

Operating expenses, Sewer Division: For expenses necessary for operating the District's system of sewage disposal; cleaning and repairing sewers and basins; operation and maintenance of the sewage pumping service and sewage treatment plant, including repairs to equipment, machinery, and structures; maintenance of public convenience stations; control and prevention of the spread of mosquitoes in the District of Columbia; and for contribution of the District of Columbia to the expenses of the Interstate Commission on the Potomac River Basin in accordance with Act of July 11, 1940 (54 Stat. 748), \$7,200; \$1,192,190.

Capital outlay, Sewer Division: For construction of sewers and receiving basins; for assessment and permit work; for purchase or condemnation of rights-of-way for construction, maintenance, and

Parking spaces for
Members of Congress.

Registrar of Titles
and Tags.

58 Stat. 537.
D. C. Code, Supp.
VII, § 40-603a.
42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

43 Stat. 108.
D. C. Code § 47-1910.

Collection of refuse
from hotels, etc.

Interstate Commis-
sion on the Potomac
River Basin.
33 U. S. C. § 567b.

60 Stat. 810. repair of public sewers, \$10,000; for completing additional sludge digestion tanks and additional sedimentation tanks at the Sewage Treatment Plant, \$175,000; and for the preparation of surveys, plans and specifications in connection with the construction of storm-water and relief sewers, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$15,000; in all, \$2,134,000, and not to exceed \$44,825 of the appropriation for "Capital outlay, Sewer Division", contained in the District of Columbia Appropriation Act, 1947, for plans and specifications for chemical treatment, sludge drying and incineration facilities at the Sewage Treatment Plant, is continued available until June 30, 1950; and not to exceed \$41,000 of the appropriation for "Capital outlay, Sewer Division: For increasing the capacity of the Sewage Treatment Plant," as contained in the District of Columbia Appropriation Act, 1948, is made available until June 30, 1950, for plans and specifications for chemical treatment, sludge drying, and incineration facilities at the Sewage Treatment Plant.

60 Stat. 519. Operating expenses, Water Division (payable from water fund): For expenses necessary for operation and maintenance of the District of Columbia water distribution system; installing and repairing water meters on services to private residences and business places as may not be required to install meters under existing regulations, said meters to remain the property of the District of Columbia; replacement of old mains, service pipes, and divide valves, and repair of reservoirs; water waste and leakage survey including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); such expenses to include purchase of passenger motor vehicles; not to exceed \$500 for purchase and replacement of uniforms for water meter inspectors; and refunding of water rents and other water charges erroneously paid in the District of Columbia, to be refunded in the manner prescribed by law for the refunding of erroneously paid taxes; \$2,051,000, to be available for such refunds of payments made within the past two years.

60 Stat. 810. Capital outlay, Water Division (payable from water fund): For extension of the District of Columbia water-distribution system, laying of such service mains as may be necessary under the assessment system, laying mains in advance of paving and installing fire and public hydrants; pumping facilities at the Anacostia pumping station and rehabilitation of Bryant Street pumping station, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$1,585,000, of which not to exceed \$30,000 for pumping facilities at Anacostia pumping station, and \$1,000,000 for rehabilitation of Bryant Street pumping station shall remain available until expended, and the Commissioners are authorized to enter into contract or contracts for pumping facilities at the Anacostia pumping station at a total cost of not to exceed \$450,000.

60 Stat. 810. Water fund, investment, District of Columbia: The Secretary of the Treasury is authorized to sell United States securities now held for and on account of the water fund of the District of Columbia in such amounts as may be certified by the Commissioners as necessary and credit the proceeds of such sale to said water fund.

WASHINGTON AQUEDUCT

Meters on Federal services. Operating expenses (payable from water fund): For expenses necessary for the operation, maintenance, repair, and protection of Washington water supply facilities and their accessories, and maintenance of MacArthur Boulevard; including replacement and maintenance of water meters on Federal services within the District of Columbia; purchase of two passenger motor vehicles; \$1,482,000.

Capital outlay (payable from water fund): For construction of six new filters at Dalecarlia including reestablishment of shop facilities to be vacated; miscellaneous betterments, replacements, and engineering planning including continuing raw water conduit rehabilitation; continuing purchase and installation of meters; reimbursable fund for advance planning for future capital outlay projects; utility relocations, plant and system rearrangements and interconnections; acquisition by gift, exchange, purchase or condemnation of supplementary land; improving conveying equipment for chemicals; modifications to provide quality control of filtered water; and for developing increased water supply for the District of Columbia and environs in accordance with House Document 480, Seventy-ninth Congress, second session; and necessary expenses incident thereto; including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates for individual consultants not in excess of \$150 per diem; \$1,158,000, to continue available until expended.

Dalecarlia filter plant.

60 Stat. 810.

Nothing herein shall be construed as affecting the superintendence and control of the Secretary of the Army over the Washington Aqueduct, its rights, appurtenances, and fixtures connected with the same, and over appropriations and expenditures therefor as now provided by law.

Superintendence and control.

NATIONAL GUARD

For expenses necessary for the National Guard of the District of Columbia, including compensation to the commanding general at the rate of \$3,600 per annum; attendance at meetings of associations pertaining to the National Guard; expenses of camps, including hire of horses for officers required to be mounted, and for the payment of commutation of subsistence for enlisted men who may be detailed to guard or move the United States property at home stations on days immediately preceding and immediately following the annual encampments; damages to private property incident to encampment; reimbursement to the United States for loss of property for which the District of Columbia may be held responsible; cleaning and repairing uniforms, arms, and equipment; instruction, purchase, and maintenance of athletic, gymnastic, and recreational equipment at armory or field encampments; practice marches, drills, and parades; rent of armories, drill halls, and storehouses; care and repair of armories, offices, storehouses, machinery, and dock, including dredging alongside of dock; construction of buildings for storage and other purposes at target range; \$90,700.

NATIONAL CAPITAL PARKS

For expenses necessary for the National Capital Parks, including maintenance, care, and improvement of public parks, grounds, fountains, and reservations, propagating gardens and greenhouses, and the tourists' camp on its present site in East Potomac Park under the jurisdiction of the National Park Service; placing and maintaining portions of the parks in condition for outdoor sports, erection of stands, furnishing and placing of chairs, and services incident thereto in connection with national, patriotic, civic, and recreational functions held in the parks, including the President's Cup Regatta, and expenses incident to the conducting of band concerts in the parks; such expenses to include pay and allowances of the United States Park Police force; per diem employees at rates of pay approved by the Secretary of the Interior, not exceeding current rates of pay for similar employment in the District of Columbia; uniforming and equipping the United States Park Police force; the purchase, issue, operation, maintenance, repair,

exchange, and storage of revolvers, uniforms, ammunition, and radio equipment and the rental of teletype service; and the purchase of passenger motor vehicles, bicycles, motorcycles, and self-propelled machinery; the hire of draft animals with or without drivers at local rates approved by the Secretary of the Interior; the purchase and maintenance of draft animals, harness, and wagons; \$1,628,018: *Provided*, That not to exceed \$10,000 of the amount herein appropriated may be expended for the erection of minor auxiliary structures: *Provided further*, That funds appropriated under or transferred to this head for services rendered by the National Park Service shall be expended by expenditure warrant as an advance to said service and shall be credited as a repayment and maintained in a special account. The amounts so advanced will be available for the objects specified herein or in the appropriation from which such funds are transferred, any unexpended balance to be returned to the appropriation concerned not later than two full fiscal years after the close of the current fiscal year.

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

43 Stat. 463.

60 Stat. 810.

For necessary expenses of the National Capital Park and Planning Commission except the acquisition of land (40 U. S. C. 71), including stenographic reporting service as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and expenses of attendance at meetings of organizations concerned with city planning matters, \$84,700: *Provided*, That funds appropriated under this head shall be expended by expenditure warrant as an advance to the National Capital Park and Planning Commission and shall be credited as a repayment and maintained in a special account. The amounts so advanced will be available for the objects herein specified, any unexpended balance to be returned to this appropriation not later than two full fiscal years after the close of the current fiscal year.

NATIONAL ZOOLOGICAL PARK

For expenses necessary for the National Zoological Park, including erecting and repairing buildings; care and improvement of grounds; travel, including travel for the procurement of live specimens; purchase, care, and transportation of specimens; purchase of motorcycles; revolvers and ammunition; purchase of uniforms and equipment for police, and uniforms for keepers and assistant keepers; \$544,700: *Provided*, That funds appropriated under this head shall be expended by expenditure warrant as an advance to the National Zoological Park and shall be credited as a repayment and maintained in a special account. The amounts so advanced will be available for the objects herein specified, any unexpended balance to be returned to this appropriation not later than two full fiscal years after the close of the current fiscal year.

GENERAL PROVISIONS

Vouchers.

SEC. 2. Except as otherwise provided herein, all vouchers covering expenditures of appropriations contained in this Act shall be audited before payment by or under the jurisdiction only of the Auditor for the District of Columbia and the vouchers as approved shall be paid by checks issued by the Disbursing Officer without countersignature.

Citizenship requirement.

SEC. 3. No part of any appropriation contained in this Act or authorized hereby to be expended shall be used to pay the compensation of any officer or employee of the Government of the United States,

or of the District of Columbia unless such person is a citizen of the United States, or a person in the service of the United States or the District of Columbia on the date of the approval of this Act who being eligible for citizenship had theretofore filed a declaration of intention to become a citizen or who owes allegiance to the United States. This section shall not apply to citizens of the Commonwealth of the Philippines or nationals of those countries allied with the United States in the prosecution of the war effort.

SEC. 4. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or the government of the District of Columbia, or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States or the government of the District of Columbia, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States or the government of the District of Columbia, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States or the government of the District of Columbia, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or the government of the District of Columbia or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States or the government of the District of Columbia, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence, and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 5. Whenever in this Act an amount is specified within an appropriation for particular purposes or object of expenditure, such amount, unless otherwise specified, shall be considered as the maximum amount which may be expended for said purpose or object rather than an amount set apart exclusively therefor.

SEC. 6. Work performed for repairs and improvements under appropriations contained in this Act may be by contract or otherwise, as determined by the Commissioners.

SEC. 7. Appropriations in this Act shall be available, when authorized by the Commissioners, for allowances for privately owned automobiles used for the performance of official duties at not to exceed \$264 per annum for each automobile, unless otherwise therein specifically provided: *Provided*, That the total expenditures for this purpose shall not exceed \$42,372, excluding the automobile allowances for the deportation of nonresident insane, the transportation of indigent persons, and the placing of children by the Board of Public Welfare.

SEC. 8. Appropriations in this Act shall be available for the payment of dues and expenses of attendance at meetings of organizations concerned with the work of the District of Columbia government, when authorized by the Commissioners: *Provided*, That the total expenditures for this purpose shall not exceed \$13,700.

Exception.

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

Maximum amount.

Repairs and improvements.

Allowances for privately owned automobiles.

Attendance at meetings.

Investment in U. S.
securities.

SEC. 9. The Commissioners are hereby authorized in their discretion to invest and reinvest at any time in United States Government securities, with the approval of the Secretary of the Treasury, any part of the general fund, highway fund, water fund, or trust funds, of the District of Columbia, not needed to meet current expenses during the fiscal year, to deposit the interest accruing from such investments to the credit of the fund from which the investment was made, and the Secretary of the Treasury is authorized to sell or exchange such securities for other Government securities, and deposit the proceeds to the credit of the appropriate fund.

Funds for personal
services; printing and
binding.

SEC. 10. Appropriations for necessary expenses shall be available for personal services and printing and binding and, when authorized by the Commissioners or by the purchasing officer and the auditor, acting for the Commissioners, printing and binding may be performed by the District of Columbia Division of Printing and Publications without reference to fiscal-year limitations.

Stenographic re-
porting service.

SEC. 11. Appropriations in this Act shall be available, when authorized by the Commissioners, for stenographic reporting service as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

60 Stat. 810.

Short title.

SEC. 12. This Act may be cited as the "District of Columbia Appropriation Act of 1950".

Approved June 29, 1949.

[CHAPTER 280]

AN ACT

June 29, 1949
[H. R. 3997]
[Public Law 146]

Making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1950, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I

Department of Agri-
culture Appropriation
Act, 1950.

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Agriculture for the fiscal year ending June 30, 1950, namely:

DEPARTMENT OF AGRICULTURE

OFFICE OF THE SECRETARY

SALARIES AND EXPENSES

For personal services in the Office of the Secretary of Agriculture, hereafter in this Act referred to as the Secretary, in the District of Columbia, and elsewhere, and other necessary expenses, including the purchase of one passenger motor vehicle for replacement only; travel expenses, including examination of estimates for appropriations in the field; stationery, supplies, materials, and equipment; freight, express, and drayage charges; advertising, communication service, postage, washing towels, repairs and alterations, and other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department of Agriculture, hereafter in this Act referred to as the Department, \$2,143,300, together with such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the current fiscal year for such services and expenses, which several amounts or portions thereof as may be determined by the Secretary not exceeding a total of \$109,280, shall be transferred to and made a

part of this appropriation: *Provided, however*, That if the total amounts of such appropriations or authorizations for the current fiscal year shall at any time exceed or fall below the amounts estimated, respectively, therefor in the Budget for such year, the amounts transferred or to be transferred therefrom to this appropriation shall be increased or decreased in such amounts as the Director of the Bureau of the Budget, after a hearing thereon with representatives of the Department, shall determine are appropriate to the requirements as changed by such reductions or increases in such appropriations or authorizations: *Provided further*, That, of appropriations herein made which are available for the purchase of lands, not to exceed \$1 may be expended for each option to purchase any particular tract or tracts of land: *Provided further*, That no part of the funds appropriated by this Act shall be used for the payment of any officer or employee of the Department who, as such officer or employee, or on behalf of the Department or any division, commission, or bureau thereof, issues, or causes to be issued, any prediction, oral or written, or forecast, except as to damage threatened or caused by insects and pests, with respect to future prices of cotton or the trend of same: *Provided further*, That, except to provide materials required in or incident to research or experimental work where no suitable domestic product is available, no part of the funds appropriated by this Act shall be expended in the purchase of twine manufactured from commodities or materials produced outside of the United States.

Adjustments in amounts.

Option to purchase land.

Employee predicting future price of cotton.

Purchase of twine.

RESEARCH AND MARKETING ACT OF 1946

To enable the Secretary to carry into effect the provisions of the Act of August 14, 1946, as amended (7 U. S. C. 427, 427h-427j, 1621-1629), including in addition to the objects for which funds are available for such Act of August 14, 1946, and under title I of the Bankhead-Jones Act, as amended, personal services in the District of Columbia; over-all administration, planning, and coordination of research under section 10 pursuant to the provisions of section 10 (c); and necessary expenses for carrying out the provisions of title III of the Act, as follows:

For payments to States, Territories, and Puerto Rico for agricultural experiment stations pursuant to section 9 of the Bankhead-Jones Act approved June 29, 1935, as amended by the Act of August 14, 1946, \$5,000,000;

For research on utilization and associated problems pursuant to section 10 (a) of said Act, \$5,000,000;

For cooperative research other than research on utilization of agricultural commodities and the products thereof, pursuant to section 10 (b) of said Act, \$3,000,000;

For the improvement and development, independently or through cooperation among Federal and State agencies, and others, of a sound and efficient system for the distribution and marketing of agricultural products pursuant to the "Agricultural Marketing Act of 1946" (title II of the Act of August 14, 1946), \$6,000,000;

In all, \$19,000,000, of which not less than \$45,000 shall be available for work under Title II for the development of new and expanded market outlets for oilseeds, fats and oils and their products, and not less than \$180,000 shall be used under section 10 (a) for additional research on fats and oils, of which latter sum not less than \$45,000 may be used for contracts with public or private agencies as authorized by the said Act of August 14, 1946: *Provided*, That no part of this appropriation shall be used for beginning construction of any building costing in excess of \$15,000: *Provided further*, That the Secretary

60 Stat. 1082.
7 U. S. C., Supp. II, § 427j.

49 Stat. 436.
7 U. S. C. §§ 427-427i; Supp. II, § 427j.
60 Stat. 1085, 1086, 1091.
7 U. S. C. §§ 427i, 1628, 1629.

60 Stat. 1083.
7 U. S. C. § 427h.

60 Stat. 1085.
7 U. S. C. § 427i (a).

60 Stat. 1086.
7 U. S. C. § 427i (b).

60 Stat. 1087.
7 U. S. C. §§ 1621-1627.
New market outlets for oilseeds, etc.

60 Stat. 1085.
7 U. S. C. § 427i (a).

Availability of funds.

Work relating to fish, etc.

Adjustments in amounts.

may make available to any bureau, office, or agency of the Department such amounts from this appropriation as may be necessary to carry out the functions for which it is made (but amounts made available to the Office of the Secretary, Office of the Solicitor, and Office of Information shall not exceed those which the Director of the Bureau of the Budget, after a hearing thereon with representatives of the Department, shall determine), and any such amounts shall be in addition to amounts transferred or otherwise made available to other appropriation items of the Department: *Provided further*, That no part of this appropriation shall be available for work relating to fish or shellfish or any product thereof, except for the support of equitable transportation rates before Federal agencies concerned with such rates and for development of foreign markets.

OFFICE OF THE SOLICITOR

For necessary expenses, including personal services in the District of Columbia and payment of fees or dues for the use of law libraries by attorneys in the field service, \$2,235,500, together with such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the current fiscal year for such expenses, which several amounts or portions thereof, as may be determined by the Secretary, not exceeding a total of \$157,000, shall be transferred to and made a part of this appropriation; and there may be expended for personal services in the District of Columbia not to exceed \$1,477,960: *Provided, however*, That if the total amounts of such appropriations or authorizations for the current fiscal year shall at any time exceed or fall below the amounts estimated, respectively, therefor in the Budget for such year, the amounts transferred or to be transferred therefrom to this appropriation and the amount which may be expended for personal services in the District of Columbia shall be increased or decreased in such amounts as the Director of the Bureau of the Budget, after a hearing thereon with representatives of the Department, shall determine are appropriate to the requirements as changed by such reductions or increases in such appropriations or authorizations.

OFFICE OF INFORMATION

SALARIES AND EXPENSES

For necessary expenses in connection with the publication, indexing, illustration, and distribution of bulletins, documents, and reports, the preparation, distribution, and display of agricultural motion and sound pictures, and exhibits, and the coordination of informational work in the Department, \$1,248,728, together with such amounts from other appropriations or authorizations as are provided in the schedules in the Budget for the current fiscal year for such expenses, which several amounts or portions thereof, as may be determined by the Secretary, not exceeding a total of \$15,505 shall be transferred to and made a part of this appropriation, of which total appropriation amounts not exceeding those specified may be used for the purposes enumerated as follows: For personal services in the District of Columbia, \$544,130; for preparation and display of exhibits, \$106,425; and the preparation, distribution, and display of motion and sound pictures, \$57,600; for farmers' bulletins, which shall be adapted to the interests of the people of the different sections of the country, an equal proportion of four-fifths of which shall be delivered to or sent out under the addressed franks furnished by the Senators, Representatives, and Delegates in Congress, as they shall direct (7 U. S. C. 417) and for

reprinting the 1948 Department of Agriculture Yearbook, "Grass", for the use of the Senate and the House of Representatives, respectively, in the ratio of one hundred and ten thousand to three hundred and sixty thousand copies (of which not to exceed \$156,674 shall be available for the yearbook reprint for such use), and including \$166,054 for the preparation, printing, and distribution of a homemakers' food and nutrition handbook, of which \$10,000 shall be transferred to the appropriation "Salaries and expenses, Human Nutrition and Home Economics, Agricultural Research Administration", for the preparation of such handbook, \$615,728: *Provided*, That four hundred thousand copies of the homemakers' food and nutrition handbook shall be for the use of the Department and the remainder shall be for the Senate and the House of Representatives, respectively, in the same ratio as farmers' bulletins: *Provided further*, That if the total amounts of the appropriations or authorizations for the current fiscal year from which transfers to this appropriation are herein authorized shall at any time exceed or fall below the amounts estimated, respectively, therefor in the Budget for such year, the amounts transferred or to be transferred therefrom to this appropriation and the amount which may be expended for personal services in the District of Columbia shall be increased or decreased in such amounts as the Director of the Bureau of the Budget, after a hearing thereon with representatives of the Department, shall determine are appropriate to the requirements as changed by such reductions or increases in such appropriations or authorizations: *Provided further*, That when and to the extent that in the judgment of the Secretary agricultural exhibits and motion and sound pictures relating to the authorized programs of the various agencies of the Department can be more advantageously prepared, displayed, or distributed by the Office of Information, as the central agency of the Department therefor, additional funds not exceeding \$300,000 for these purposes may be transferred to and made a part of this appropriation, from the funds applicable, and shall be available for the objects specified herein, including personal services in the District of Columbia: *Provided further*, That in the preparation of motion pictures or exhibits by the Department, not exceeding a total of \$10,000 may be used for employment pursuant to the second sentence of section 706 (a) of the Department of Agriculture Organic Act of 1944 (5 U. S. C. 574), said Act being elsewhere herein referred to as the Organic Act of 1944, as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a): *Provided further*, That no part of this appropriation shall be used for the establishment or maintenance of regional or State field offices or for the compensation of employees in such offices except that not to exceed \$10,000 may be used to maintain the San Francisco radio office.

Reprinting Agriculture Yearbook.

Homemakers' food and nutrition handbook.

Post, p. 336.

Adjustments in amounts.

Transfer of additional funds if Office acts as central agency.

Temporary employment.

58 Stat. 742.

60 Stat. 810.
Regional or State field offices.

LIBRARY, DEPARTMENT OF AGRICULTURE

For necessary expenses, including exchange of reference books, law-books, technical and scientific books, periodicals, and expenses incurred in completing imperfect series; not to exceed \$1,200 for newspapers; dues, when authorized by the Secretary, for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members; \$713,293, of which not to exceed \$518,800 may be expended for personal services in the District of Columbia.

BUREAU OF AGRICULTURAL ECONOMICS

For necessary expenses, including not to exceed \$2,390,000 for personal services in the District of Columbia, including the salary of

Chief of Bureau at \$10,330 per annum, and not to exceed \$1,000 for the purchase of books of reference, periodicals, and newspapers, as follows:

Economic investigations: For conducting investigations and for acquiring and diffusing useful information among the people of the United States, relative to agricultural production, distribution, land utilization, and conservation in their broadest aspects, including farm management and practice, utilization of farm and food products, purchasing of farm supplies, farm population and rural life, farm labor, farm finance, insurance and taxation, adjustments in production to probable demand for the different farm and food products; land ownership and values, costs, prices and income in their relation to agriculture, including causes for their variations and trends, \$2,000,000: *Provided*, That no part of the funds herein appropriated or made available to the Bureau of Agricultural Economics under the heading "Economic investigations" shall be used for State and county land-use planning, for conducting cultural surveys, or for the maintenance of regional offices.

Crop and livestock estimates: For collecting, compiling, abstracting, analyzing, summarizing, interpreting, and publishing data relating to agriculture, including crop and livestock estimates, acreage, yield, grades, staples of cotton, stocks, and value of farm crops and numbers, grades, and value of livestock and livestock products on farms, production, distribution, and consumption of turpentine and rosin pursuant to the Act of August 15, 1935 (5 U. S. C. 556b), and for the collection and publication of statistics of peanuts as provided by the Act approved June 24, 1936, as amended May 12, 1938 (7 U. S. C. 951-957), \$2,646,900: *Provided*, That no part of the funds herein appropriated shall be available for any expense incident to ascertaining, collating, or publishing a report stating the intention of farmers as to the acreage to be planted in cotton, or for estimates of apple production for other than the commercial crop.

49 Stat. 653.
Peanut statistics.
49 Stat. 1898; 52 Stat.
348.
Cotton and apple
reports.

OFFICE OF FOREIGN AGRICULTURAL RELATIONS

Salaries and expenses: For necessary expenses for the Office of Foreign Agricultural Relations and for enabling the Secretary to coordinate and integrate activities of the Department in connection with foreign agricultural work, including personal services in the District of Columbia and not to exceed \$500 for newspapers, \$576,400.

EXTENSION SERVICE

PAYMENTS TO STATES, HAWAII, ALASKA, AND PUERTO RICO

Cooperative agri-
cultural extension
work.

For payments to the States, Hawaii, Alaska, and Puerto Rico, for cooperative agricultural extension work as follows:

45 Stat. 711.

49 Stat. 438.

59 Stat. 231.

53 Stat. 589.

45 Stat. 1256.

49 Stat. 1554.

Post, p. 940.

50 Stat. 881.

Capper-Ketcham, Bankhead-Jones, and related Acts: Capper-Ketcham Act, the Act approved May 22, 1928 (7 U. S. C. 343a, 343b), \$1,480,000; Bankhead-Jones Act, section 21, title II, of the Act approved June 29, 1935 (7 U. S. C. 343c), \$12,000,000; Bankhead-Jones Act, section 23, title II, of the Act approved June 29, 1935, as amended by the Act of June 6, 1945 (7 U. S. C. 343d-1), \$12,500,000; additional extension work, the Act approved April 24, 1939, as amended (7 U. S. C. 343c-1), \$555,000; Alaska, the Act approved February 23, 1929 (7 U. S. C. 386c), extending the benefits of the Smith-Lever Act to the Territory of Alaska, \$13,950, and section 3 of the Act approved June 20, 1936 (7 U. S. C. 343e), extending the benefits of the Capper-Ketcham Act to the Territory of Alaska, \$10,000; Puerto Rico, the Act approved August 28, 1937 (7 U. S. C. 343f-343g), extending the benefits of

section 21 of the Bankhead-Jones Act to Puerto Rico, \$408,000; in all, Capper-Ketcham, Bankhead-Jones, and related Acts, \$26,966,950.

SALARIES AND EXPENSES

Administration and coordination of extension work: For expenses necessary to administer the provisions of the Smith-Lever Act, approved May 8, 1914 (7 U. S. C. 341-348), and Acts amendatory or supplementary thereto, and to coordinate the extension work of the Department and the several States, Territories, and insular possessions, \$885,500, of which not to exceed \$681,200 may be expended for personal services in the District of Columbia.

38 Stat. 372.
Post, p. 940.

AGRICULTURAL RESEARCH ADMINISTRATION

OFFICE OF ADMINISTRATOR

Salaries and expenses: For necessary expenses of the Office of Administrator, including the salary of the Administrator at \$10,330 per annum, and personal services in the District of Columbia, and for the maintenance, operation, and furnishing of facilities and services at the Agricultural Research Center, \$414,400: *Provided*, That the appropriation current at the time services are rendered may be reimbursed (by advance credits or reimbursements based on estimated or actual charges) from applicable appropriations, to cover the charges, including handling and other related services, for equipment rentals (including depreciation, maintenance, and repairs); for services, supplies, equipment and materials furnished, stores of which may be maintained at the Center, and for building construction, alteration, and repair performed by the Center in carrying out the purposes of such applicable appropriations and the applicable appropriations may also be charged their proportionate share of the necessary general expenses of the Center not covered by this appropriation: *Provided further*, That of the several appropriations of the Agricultural Research Administration, not to exceed \$15,000 shall be available for employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a): *Provided further*, That the several appropriations of the Agricultural Research Administration shall be available for the construction, alteration, and repair of buildings and improvements: *Provided, however*, That unless otherwise provided, the cost of constructing any one building (excepting head-houses connecting greenhouses) shall not exceed \$5,000, the total amount for construction of buildings costing more than \$2,500 each shall be within the limits of the estimates submitted and approved therefor, and the cost of altering any one building during the fiscal year shall not exceed \$2,500 or 2 per centum of the cost of the building as certified by the Research Administrator, whichever is greater.

Reimbursement.

Temporary employment.

58 Stat. 742.

60 Stat. 810.
Buildings and improvements.

Limitation.

SPECIAL RESEARCH FUND, DEPARTMENT OF AGRICULTURE

For enabling the Secretary to carry into effect the Act approved June 29, 1935, as amended (7 U. S. C. 427, 427b, 427c, 427f, 427i); for administration of the provisions of section 5 of the said Act, and for special research work, including the planning, programming, and coordination of such research, to be conducted by such agencies of the Department as the Secretary may designate or establish, and to which he may make allotments from this fund, including personal services in the District of Columbia; \$1,236,000, of which amount \$875,200 shall be available for the maintenance and operation of research laboratories and facilities in the major agricultural regions provided for by section 4 of said Act, including not to exceed \$9,000

49 Stat. 436-438; 60 Stat. 1085.
7 U. S. C. § 427d.

49 Stat. 437.
7 U. S. C. § 427c.

for construction of a service building at the regional salinity laboratory, Riverside, California.

RESEARCH ON STRATEGIC AND CRITICAL AGRICULTURAL MATERIALS

For expenses necessary to enable the Secretary to carry out his responsibilities under section 7 (b) of the Strategic and Critical Materials Stock Piling Act of July 23, 1946 (60 Stat. 596), including personal services in the District of Columbia, \$349,000.

60 Stat. 600.
50 U. S. C. § 98f (b).

RESEARCH ON AGRICULTURAL PROBLEMS OF ALASKA

For expenses necessary to enable the Secretary to conduct research into the basic agricultural needs and problems of the Territory of Alaska, through such agencies of the Department as he may designate, independently or in cooperation with appropriate agencies of the Territory of Alaska, including personal services in the District of Columbia, and the construction or acquisition of necessary buildings and facilities on land owned either by the Federal Government or by the Territory of Alaska or agencies thereof without regard to other restrictions of existing law, \$675,000.

OFFICE OF EXPERIMENT STATIONS

PAYMENTS TO STATES, HAWAII, ALASKA, AND PUERTO RICO

For payments to the States, Hawaii, Alaska, and Puerto Rico to be paid quarterly in advance, to carry into effect the provisions of the following Acts relating to agricultural experiment stations:

Hatch, Adams, Purnell, Bankhead-Jones, and related Acts: Hatch Act, the Act approved March 2, 1887 (7 U. S. C. 362, 363, 365, 368, 377-379), \$720,000; Adams Act, the Act approved March 16, 1906 (7 U. S. C. 369), \$720,000; Purnell Act, the Act approved February 24, 1925 (7 U. S. C. 361, 366, 370, 371, 373-376, 380, 382), \$2,880,000; Bankhead-Jones Act, title I of the Act approved June 29, 1935 (7 U. S. C. 427-427g), \$2,863,708; Hawaii, the Act approved May 16, 1928 (7 U. S. C. 386-386b), extending the benefits of certain Acts of Congress to the Territory of Hawaii, \$90,000; Alaska, the Act approved February 23, 1929 (7 U. S. C. 386c), extending the benefits of the Hatch Act to the Territory of Alaska, \$15,000, and the provisions of section 2 of the Act approved June 20, 1936 (7 U. S. C. 369a), extending the benefits of the Adams and Purnell Acts to the Territory of Alaska, \$27,500; Puerto Rico, the Act approved March 4, 1931, as amended (7 U. S. C. 386d-386f), extending the benefits of certain Acts of Congress to Puerto Rico, \$90,000; in all, payments to States, Hawaii, Alaska, and Puerto Rico, \$7,406,208.

24 Stat. 440.

34 Stat. 63.

43 Stat. 970.

49 Stat. 436.
7 U. S. C. §§ 427h,
427i; Supp. II, § 427j.

45 Stat. 571.
45 Stat. 1256.

49 Stat. 1554.

46 Stat. 1520.

SALARIES AND EXPENSES

Administration of grants and coordination of research with States: For necessary expenses, including not to exceed \$192,225 for personal services in the District of Columbia, to enforce the provisions of the Acts approved March 2, 1887, March 16, 1906, February 24, 1925, May 16, 1928, February 23, 1929, March 4, 1931, and June 20, 1936, and Acts amendatory thereto (7 U. S. C. 361-363, 365-383, 386-386f), relative to their administration and for the administration of an agricultural experiment station in Puerto Rico, \$231,850; and the Secretary shall prescribe the form of the annual financial statement required under the above Acts, ascertain whether the expenditures are in accordance with their provisions, coordinate the research work

24 Stat. 440; 34 Stat.
63; 43 Stat. 970; 45
Stat. 571, 1256; 46
Stat. 1520; 49 Stat.
1553.

of the State agricultural colleges and experiment stations in the lines authorized in said Acts with research of the Department in similar lines, and make report thereon to Congress.

Federal experiment station, Puerto Rico: For expenses necessary to establish and maintain an agricultural experiment station in Puerto Rico, including the preparation, illustration, and distribution of reports and bulletins, and not to exceed \$12,500 for construction of a processing and storage building, \$146,400.

BUREAU OF ANIMAL INDUSTRY

SALARIES AND EXPENSES

For expenses necessary, including not to exceed \$1,321,000 for personal services in the District of Columbia, for carrying out the provisions of the Act, as amended, establishing a Bureau of Animal Industry, and related Acts, and for investigations concerned with the livestock and meat industries and the domestic raising of fur-bearing animals, as follows:

Animal husbandry: For investigations and experiments in animal husbandry and animal and poultry feeding and breeding, and for carrying out the purposes of section 101 (b) of the Organic Act of 1944 (7 U. S. C. 429) authorizing cooperation with State authorities in the administration of regulations for the improvement of poultry, poultry products, and hatcheries, \$1,302,000, including not to exceed \$50,000 (which shall be available for additional personal services in the District of Columbia) for liquidation of the Agriculture Remount Service, on or before December 31, 1949, which amount shall remain available for care of the real property until the Department of Agriculture is relieved of responsibility therefor, the livestock to be sold by bid, public auction, or through negotiated sales with preference in negotiated sales to the persons having custody of the animals or to others in the same locality: *Provided further*, That the authority of section 3 of the Act of April 21, 1948, shall be continued until December 31, 1949.

Diseases of animals: For scientific investigations of diseases of animals, and for investigations of tuberculin, serums, antitoxins, and analogous products, \$1,073,000.

Eradicating tuberculosis and Bang's disease: For the control and eradication of the diseases of tuberculosis and paratuberculosis of animals, avian tuberculosis, and Bang's disease of cattle, \$6,229,000: *Provided*, That no part of the money hereby appropriated shall be used in compensating owners of cattle except in cooperation with and supplementary to payments to be made by State, Territory, county, or municipality where condemnation of cattle shall take place, nor shall any payment be made hereunder as compensation for or on account of any such animal if at the time of inspection or test, or at the time of condemnation thereof, it shall belong to or be upon the premises of any person, firm, or corporation to which it has been sold, shipped, or delivered for the purpose of being slaughtered: *Provided further*, That out of the money hereby appropriated no payment as compensation for any cattle condemned for slaughter shall exceed one-third of the difference between the appraised value of such cattle and the value of the salvage thereof; that no payment hereunder shall exceed the amount paid or to be paid by the State, Territory, county, and municipality where the animal shall be condemned; and that in no case shall any payment hereunder be more than \$25 for any grade animal or more than \$50 for any purebred animal.

23 Stat. 31.
7 U. S. C. §§ 391-394; Supp. II, § 391 note.

58 Stat. 734.

Liquidation of Agriculture Remount Service.

62 Stat. 197.
7 U. S. C., Supp. II, § 438.

Compensation of cattle owners, restrictions.

Limitation on amount of payment.

Post, p. 744.

26 Stat. 416.

60 Stat. 633.

Post, p. 410.

Service at stock-yards.

Inspection and quarantine: For inspection and quarantine work, including the control and eradication of hog cholera and related swine diseases, southern cattle ticks, scabies in sheep and cattle, and dourine in horses, the supervision of the transportation of live-stock, the inspection of vessels, the execution of the twenty-eight-hour law, the inspection and quarantine of imported animals in accordance with the Act of August 30, 1890 (21 U. S. C. 102), and the Act of July 24, 1946 (21 U. S. C. 133), and the inspection work relative to the existence of contagious diseases, \$1,154,000: *Provided*, That service shall be maintained at all stockyards having such service during the current fiscal year.

Meat inspection: For carrying out the provisions of laws relating to Federal inspection of meat and meat-food products, \$12,577,000.

37 Stat. 832.

Virus Serum Toxin Act: For carrying out the provisions of the Act approved March 4, 1913 (21 U. S. C. 151-158), regulating the preparation, sale, barter, exchange, or shipment of any virus, serum, toxin, or analogous product manufactured in the United States and the importation of such products intended for use in the treatment of domestic animals, \$394,000.

48 Stat. 38.

Marketing agreements, hog cholera virus and serum: The sum of \$47,500 of the appropriation made by section 12 (a) of the Agricultural Adjustment Act, approved May 12, 1933 (7 U. S. C. 612), is hereby made available during the fiscal year for which appropriations are herein made to carry into effect sections 56 to 60, inclusive, of the Act approved August 24, 1935 (7 U. S. C. 851-855), including personal services in the District of Columbia.

49 Stat. 781.

ERADICATION OF FOOT-AND-MOUTH AND OTHER CONTAGIOUS DISEASES OF ANIMALS

Payment of claims.

For expenses necessary, including personal services in the District of Columbia, in the arrest and eradication of foot-and-mouth disease, rinderpest, contagious pleuropneumonia, or other contagious or infectious diseases of animals, or European fowl pest and similar diseases in poultry, including the payment of claims growing out of past and future purchases and destruction of animals (including poultry) affected by or exposed to, or of materials contaminated by or exposed to, any such disease, wherever found and irrespective of ownership, under like or substantially similar circumstances, when such owner has complied with all lawful quarantine regulations; and for foot-and-mouth disease and rinderpest programs undertaken pursuant to the provisions of the Act of February 28, 1947 (21 U. S. C. Supp. 1, 114b-114d), and the Act of May 29, 1884, as amended (7 U. S. C., 391; 21 U. S. C., 111-122), including expenses in accordance with section 2 of said Act of February 28, 1947, the Secretary may transfer from other appropriations or funds available to the bureaus, corporations, or agencies of the Department such sums as he may deem necessary, to be available only in an emergency which threatens the livestock or poultry industry of the country, and any unexpended balances of funds transferred under this head in the next preceding fiscal year shall be merged with such transferred amounts: *Provided*, That, except for payments made pursuant to said Act of February 28, 1947, the payment for such animals hereafter purchased may be made on appraisement based on the meat, egg-production, dairy, or breeding value, but in case of appraisement based on breeding value no appraisement of any such animal shall exceed three times its meat, egg-production, or dairy value, and, except in case of an extraordinary emergency, to be determined by the Secretary, the payment by the United States Government for any such animals shall not exceed one-half of any

61 Stat. 7.
21 U. S. C., Supp.
II, §§ 114b-114d.
23 Stat. 31.
7 U. S. C., Supp. II,
§ 391 note; 21 U. S. C.,
Supp. II, § 113a.

Basis of appraisement.

such appraisements: *Provided further*, That poultry may be appraised in groups when the basis for appraisal is the same for each bird.

Group appraisal for poultry.

BUREAU OF DAIRY INDUSTRY

Salaries and expenses: For necessary expenses, including not to exceed \$548,600 for personal services in the District of Columbia, in carrying out the provisions of the Act of May 29, 1924 (7 U. S. C. 401-404), including investigations, experiments, and demonstrations in dairy industry, for carrying out the applicable provisions of the Act of May 9, 1902 (26 U. S. C. 2325, 2326 (c)), relating to process or renovated butter, as amended, and the Act of May 23, 1908 (21 U. S. C. 94 (a)), insofar as it relates to the exportation of process or renovated butter, \$1,093,200.

43 Stat. 243.

32 Stat. 196.

35 Stat. 254.
21 U. S. C. § 94a.

BUREAU OF PLANT INDUSTRY, SOILS, AND AGRICULTURAL ENGINEERING

SALARIES AND EXPENSES

For expenses necessary for investigations, experiments, and demonstrations in connection with the production and improvement of farm crops and other plants and plant industries; soils and soil-plant relationships, and the application of engineering principles to agriculture; plant diseases, including nematodes, and methods for their prevention and control; plant and plant-disease collections, and surveys; the distribution of weeds and means for their control; methods of handling, processing, transportation, and storage of agricultural products; and plants in foreign countries and our possessions for introduction into the United States, including explorations and surveys, and propagation and testing in this country; for the operation and maintenance of airplanes; and for personal services in the city of Washington, as follows:

Plant and soil investigations.

Airplanes.

Field crops: For investigations on the production, improvement, and diseases of alfalfa, barley, clover, corn, cotton, flax, grasses, oats, rice, rubber crops, sorghums, soybeans, sugar beets, sugarcane, tobacco, wheat, and other field crops, \$2,694,000, of which not to exceed \$85,000 shall be available for the construction of an office and laboratory building at the Southern Great Plains Field Station, Woodward, Oklahoma.

Construction of building at Woodward, Okla.

Fruit, vegetable, and specialty crops: For investigations on the production, improvement, and diseases of fruit, vegetable, nut, ornamental, drug, condiment, oil, insecticide, and related crops and plants, \$2,464,000.

Forest diseases: For investigations of diseases of forest and shade trees and forest products, and methods for their control, \$401,740.

Soils, fertilizers, and irrigation: For investigations of soil management methods to increase and maintain productivity, including fertilization, liming, crop rotations, tillage practices, and other means of improving soils; fertilizers, fertilizer ingredients, and their improvement for agricultural use; soil management and crop production on dry and irrigated lands, and the quality of irrigation water and its use by crops; and for the classification of soils in a national system and indication of their extent and distribution on maps, and determination of their potential productivity under adapted cropping and improved soil management; \$1,966,000, including not to exceed \$16,000 for remodeling two structures at the United States Northern Great Plains Field Station, Mandan, North Dakota, to provide laboratory facilities for investigations on lands to be irrigated under the Missouri Basin development program: *Provided*, That the Secretary shall have contractual authority in an amount not to exceed \$100,000

Remodeling of buildings at Mandan, N. Dak.

Contractual authority.

to construct or acquire buildings, facilities, and equipment for the station at Brawley.

Agricultural engineering: For investigations involving the application of engineering principles to agriculture, including farm power and equipment, rural water supply and sanitation, and rural electrification; farm buildings and their appurtenances and buildings for processing and storing farm products, and the preparation and distribution of building plans and specifications; cotton ginning, and other engineering problems relating to the production, processing, transportation, and storage of agricultural products; \$724,000.

44 Stat. 1422.

National Arboretum: For the maintenance and development of the National Arboretum established under the provisions of the Act approved March 4, 1927 (20 U. S. C. 191-194), \$170,000, of which not to exceed \$15,000 shall be available for the construction of a farm machinery storage and shop building.

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

SALARIES AND EXPENSES

Post, p. 745.

For expenses necessary for investigations, experiments, demonstrations, and surveys for the promotion of economic entomology, for investigating and ascertaining the best means of destroying insects and related pests injurious to agriculture, for importing useful and beneficial insects and bacterial, fungal, and other diseases of insects and related pests, for investigating and ascertaining the best means of destroying insects affecting man and animals, and the best ways of utilizing beneficial insects, for carrying into effect the provisions of the Plant Quarantine Act of August 20, 1912, as amended (7 U. S. C. 151-167), the Honey Bee Act (7 U. S. C. 281-283), the Insect Pest Act (7 U. S. C. 141-144), the Mexican Border Act (7 U. S. C. 149) and the Organic Act of 1944 (7 U. S. C. 147a), authorizing the eradication, control, and prevention of spread of injurious insects and plant pests; including the operation and maintenance of airplanes and the purchase of not to exceed four, and not to exceed \$802,000 for personal services in the District of Columbia, as follows:

37 Stat. 315.
7 U. S. C., Supp. II,
§ 154.
42 Stat. 833; 33 Stat.
1269; 56 Stat. 40.
58 Stat. 735.
Ante, p. 200.

Insect investigations: For the investigation of insects affecting fruits, grapes, nuts, trees, shrubs, forests and forest products, truck and garden crops, cereal, forage and range crops, cotton, tobacco, sugar plants, ornamental and other plants and agricultural products, household possessions, and man and animals; for bee culture and apiary management; for classifying, identifying, and collecting information to determine the distribution and abundance of insects; for investigations in connection with introduction of natural enemies of injurious insects and related pests and for the exchange with other countries of useful and beneficial insects and other arthropods; for developing methods, equipment, and apparatus to aid in enforcing plant quarantines and in the eradication and control of insect pests and plant diseases; and for investigations of insecticides and fungicides, including methods of their manufacture and use and the effects of their application, \$3,502,300, of which \$173,500 is for bee culture: *Provided*, That \$450,000 shall be available for oriental fruitfly, of which \$25,000 may be transferred to and consolidated with the appropriations, "insect and plant disease control" and "foreign plant quarantine", to either or in part to each as may be deemed best, for inspection and/or control work on this pest; and \$250,000 may be used for contracts with public or private agencies for research without regard to provisions of existing law, and the amounts obligated for contract research shall remain available until expended.

Oriental fruitfly.
Transfer of funds.

Contracts for re-
search.

Insect and plant-disease control: For carrying out operations or measures to eradicate, suppress, control, or to prevent or retard the spread of Japanese beetle, sweetpotato weevil, Mexican fruitflies, phony peach and peach mosaic, cereal rusts, pink bollworm and *Thurberia* weevil, and the golden nematode including the enforcement of quarantine regulations and cooperation with States to enforce plant quarantines as authorized by the Plant Quarantine Act of August 20, 1912, as amended (7 U. S. C. 151-167), and including the establishment of such cotton-free areas as may be necessary to stamp out any infestation of the pink bollworm as authorized by the Act of February 8, 1930 (46 Stat. 67), and for cooperation with States in the compensation of growers for losses resulting from the destruction of or for not planting potatoes and tomatoes on lands infested or exposed to infestations of the golden nematode for the purpose authorized by the Golden Nematode Act (Public Law 645, Eightieth Congress, approved June 15, 1948), and for the enforcement of domestic plant quarantines through inspection in transit, including the interception and disposition of materials found to have been transported interstate in violation of Federal plant quarantine laws or regulations, and operations under the Terminal Inspection Act (7 U. S. C. 166), \$3,564,000: *Provided*, That no part of this appropriation shall be used to pay the cost or value of trees, farm animals, farm crops, or other property injured or destroyed, except potatoes and tomatoes as authorized under the Golden Nematode Act: *Provided further*, That, in the discretion of the Secretary, no part of this appropriation shall be expended for the control of sweetpotato weevil in any State until such State has provided cooperation necessary to accomplish this purpose, or for barberry eradication until a sum or sums at least equal to such expenditures shall have been appropriated, subscribed, or contributed by States, counties, or local authorities, or by individuals or organizations for the accomplishment of this purpose, or with respect to the golden nematode except as prescribed in section 4 of the Golden Nematode Act.

Foreign plant quarantines: For operations against the introduction of insect pests or plant diseases into the United States, including the enforcement of foreign-plant quarantines and regulations promulgated under sections 5 and 7 of the Plant Quarantine Act of August 20, 1912, as amended (7 U. S. C. 151-167), the Insect Pest Act of 1905 (7 U. S. C. 141-144), and the Mexican Border Act of 1942 (7 U. S. C. 149), for enforcement of domestic-plant quarantines as they pertain to Territories of the United States and enforcement of regulations governing the movement of plants into and from the District of Columbia promulgated under section 15 of the Plant Quarantine Act of August 20, 1912, as amended, and for inspection and certification of plants and plant products to meet the sanitary requirements of foreign countries, as authorized in section 102 of the Organic Act of 1944 (7 U. S. C. 147a), \$2,325,000.

CONTROL OF EMERGENCY OUTBREAKS OF INSECTS AND PLANT DISEASES

For expenses necessary to carry out the provisions of the joint resolution approved May 9, 1938 (7 U. S. C. 148-148e), and the provisions of the Forest Pest Control Act (\$250,000 which may be transferred to and made a part of the appropriation "Forest Pest Control Act"), including the operation and maintenance of airplanes and the purchase of not to exceed three, and surveys and control operations in Canada in cooperation with the Canadian Government or local Canadian authorities, and the employment of Canadian citizens, \$1,745,000.

37 Stat. 315.
7 U. S. C., Supp. II,
§ 154.
Establishment of
cotton-free areas.

62 Stat. 442.
7 U. S. C., Supp. II,
§§ 150-150g.
Inspection in transit.

38 Stat. 1113.
Restriction.

State, etc., coopera-
tion.

62 Stat. 443.
7 U. S. C., Supp. II,
§ 150c.

37 Stat. 316, 317.
7 U. S. C., §§ 159,
160.
33 Stat. 1269; 56 Stat.
40.

41 Stat. 726.
7 U. S. C. § 167.

58 Stat. 735.
Ante, p. 200.

Post, p. 578.
52 Stat. 344.
61 Stat. 177.
16 U. S. C., Supp.
II, §§ 594-1-594-5.

Cooperation with
Canada.

BUREAU OF AGRICULTURAL AND INDUSTRIAL CHEMISTRY

SALARIES AND EXPENSES

For expenses necessary for investigations, experiments, and demonstrations hereinafter authorized, including not to exceed \$243,000 for personal services in the District of Columbia, as follows:

12 Stat. 387.

Agricultural chemical and naval stores investigations: For conducting the investigations contemplated by the Act of May 15, 1862 (5 U. S. C. 511, 512), relating to the application of chemistry to agriculture; for the biological, chemical, physical, microscopical, and technological investigation of foods, feeds, drugs, plant and animal products, and substances used in the manufacture thereof; for investigations of the physiological effects and for the pharmacological testing of such products and of insecticides; for the investigation and development of methods for the manufacture of sugars, sugar sirups, and starches and the utilization of new agricultural materials for such purposes; and for the technological investigation of the utilization of fruits and vegetables and for frozen-pack investigations; for the investigation of naval stores (turpentine and rosin) and their components; the investigation and experimental demonstration of improved equipment, methods, or processes of preparing naval stores; and the weighing, storing, handling, transportation, and utilization of naval stores; \$645,525.

52 Stat. 37.

Regional research laboratories: For continuing the researches established under the provisions of section 202 (a) to 202 (e), inclusive, of title II of the Agricultural Adjustment Act of 1938 (7 U. S. C. 1292), including research on food products of farm commodities, \$5,016,000.

BUREAU OF HUMAN NUTRITION AND HOME ECONOMICS

Ante, p. 327.

Salaries and expenses: For necessary expenses, including not to exceed \$343,550 for personal services in the District of Columbia, for conducting investigations of the relative utility and economy of agricultural products for food, clothing, and other uses in the home, with special suggestions of plans and methods for the more effective utilization of such products for these purposes, and such economic investigations, including housing and household buying, as have for their purpose the improvement of the rural home, and for disseminating useful information on this subject, \$853,200.

CONTROL OF FOREST PESTS

37 Stat. 315.
7 U. S. C., Supp. II,
§ 154.

For expenses necessary for carrying out operations, measures, or surveys necessary to eradicate, suppress, control, or to prevent or retard the spread of insects or diseases which endanger forest trees on any lands in the United States, and for such quarantine measures relating thereto as may be necessary pursuant to the Plant Quarantine Act of August 20, 1912, as amended (7 U. S. C. 151-167), including personal services in the District of Columbia and the purchase (not to exceed four) and operation and maintenance of airplanes, as follows:

58 Stat. 735.
Ante, p. 200.

Gypsy and brown-tail moths: Gypsy and brown-tail moths, pursuant to section 102 of the Act of September 21, 1944 (7 U. S. C. 147a), \$575,000.

61 Stat. 177.
16 U. S. C., Supp.
II, §§ 594-1-594-5.

Forest Pest Control Act: For carrying out the provisions of the Act approved June 25, 1947 (16 U. S. C. Supp. I, 594-1-594-5), \$750,000.

54 Stat. 168.

White pine blister rust: White pine blister rust, pursuant to the Act of April 26, 1940 (16 U. S. C. 594a), \$3,645,000, of which amount

\$565,350 shall be available to the Department of the Interior for the control of white pine blister rust on or endangering Federal lands under the jurisdiction of that Department or lands of Indian tribes which are under the jurisdiction of or retained under restrictions of the United States; \$1,920,050 of said amount to the Forest Service for the control of white pine blister rust on or endangering lands under its jurisdiction; and \$1,159,600 of said amount to the Bureau of Entomology and Plant Quarantine for leadership and general coordination of the entire program, method development, and for operations conducted under its direction for such control, including, but not confined to, the control of white pine blister rust on or endangering State and privately owned lands.

Availability of funds.

FOREST SERVICE

SALARIES AND EXPENSES

For expenses necessary, including not to exceed \$1,210,095 for personal services in the District of Columbia, not to exceed \$10,000 for employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); to experiment and make investigations and report on forestry, national forests, forest fires, and lumbering, but no part of this appropriation shall be used for any experiment or test made outside the jurisdiction of the United States; to advise the owners of woodlands as to the proper care of the same; to investigate and test American timber and timber trees and their uses, and methods for the preservative treatment of timber; to seek, through investigations and the planting of native and foreign species, suitable trees for the treeless regions; to erect necessary buildings: *Provided*, That the cost of any building purchased, erected, or as improved, exclusive of the cost of constructing a water-supply or sanitary system and of connecting the same with any such building, and exclusive of the cost of any tower upon which a lookout house may be erected, shall not exceed \$15,000, with the exception that any building erected, purchased, or acquired, the cost of which was \$15,000 or more, may be improved out of the appropriations made under this Act for the Forest Service by an amount not to exceed 2 per centum of the cost of such building as certified by the Chief of the Forest Service; to protect, administer, and improve the national forests, including tree planting and other measures to prevent erosion, drift, surface wash, soil waste, and the formation of floods, and to conserve water; to ascertain the natural conditions upon and utilize the national forests, to transport and care for fish and game supplied to stock the national forests or the waters therein; to collate, digest, report, and illustrate the results of experiments and investigations made by the Forest Service, as follows:

58 Stat. 742.

60 Stat. 810.
Experiments and investigations.

Cost of buildings.

Protection, etc., of national forests.

Care of fish and game.

General administrative expenses: For general administration, including the salary of the Chief Forester at \$10,330 per annum, and for expenses of the National Forest Reservation Commission as authorized by section 14 of the Act of March 1, 1911 (16 U. S. C. 514), \$655,000.

36 Stat. 963.

National forest protection and management: For the administration, protection, use, maintenance, improvement, and development of the national forests, including the establishment and maintenance of forest tree nurseries, including the procurement of tree seed and nursery stock by purchase, production, or otherwise, seeding and tree planting and the care of plantations and young growth; the operation and maintenance of aircraft and the purchase of not to exceed four; the maintenance of roads and trails and the construction and

- Direct purchases. maintenance of all other improvements necessary for the proper and economical administration, protection, development, and use of the national forests, including experimental areas under Forest Service administration, except that where direct purchases will be more economical than construction, improvements may be purchased; the construction (not to exceed \$15,000 for any one structure), equipment, and maintenance of sanitary and recreational facilities; timber cultural operations; development and application of fish and game management plans; propagation and transplanting of plants suitable for planting on semiarid portions of the national forests; estimating and appraising of timber and other resources and development and application of plans for their effective management, sale, and use; examination, classification, surveying, and appraisal of land incident to effecting exchanges authorized by law and of lands within the boundaries of the national forests that may be opened to homestead settlement and entry under the Act of June 11, 1906, and the Act of August 10, 1912 (16 U. S. C. 506-509), as provided by the Act of March 4, 1913 (16 U. S. C. 512); investigation and establishment of water rights, including the purchase thereof or of lands or interests in lands or rights-of-way for use and protection of water rights necessary or beneficial in connection with the administration and public use of the national forests; and all expenses necessary for the use, maintenance, improvement, protection, and general administration of the national forests, \$26,300,000, of which not to exceed \$25,000 shall be available for the purchase of one nursery site, and the limit of cost for not to exceed one building constructed at Horseshoe Organization Camp, West Virginia, shall be \$22,500: *Provided*, That appropriations for the Forest Service shall be available hereafter for the correction of inductive interference on Forest Service telephone lines caused by transmission lines constructed by organizations financed by loans from the Rural Electrification Administration.
- Homestead lands. Fighting forest fires: For fighting and preventing forest fires on or threatening lands under Forest Service administration, including lands under contract for purchase or in process of condemnation for Forest Service purposes, \$100,000, which amount shall also be available for meeting obligations of the preceding fiscal year.
- Telephone lines. Forest research: For forest research in accordance with the provisions of sections 1, 2, 7, 8, 9, and 10 of the Act approved May 22, 1928, as amended (16 U. S. C. 581, 581a, 581f-581i), including the construction and maintenance of improvements, as follows:
- Forest and range management investigations: Fire, silvicultural, watershed, shelterbelts, and other forest investigations and experiments under said section 2, as amended, and investigations and experiments to develop improved methods of management of forest and other ranges under section 7, at forest or range experiment stations or elsewhere, \$2,818,500.
- Forest products: Experiments, investigations, and tests of forest products under section 8, at the Forest Products Laboratory, or elsewhere, \$1,172,000.
- Forest resources investigations: A comprehensive forest survey under section 9, and investigations in forest economics under section 10, \$866,000.
- 34 Stat. 233; 37 Stat. 287, 842.
- 45 Stat. 699-702. *Ante*, p. 271.
- 16 U. S. C. § 581a.
- 16 U. S. C. § 581f.
- 16 U. S. C. § 581g.
- 16 U. S. C. §§ 581h, 581i. *Ante*, p. 271.

FOREST DEVELOPMENT ROADS AND TRAILS

- For expenses necessary for carrying out the provisions of section 23 of the Federal Highway Act approved November 9, 1921, as amended (23 U. S. C. 23, 23a), relating to forest development roads and trails, including the construction, reconstruction, and maintenance of roads and trails on experimental areas under Forest Service administration, \$10,348,000, which sum is authorized to be appropriated by
- 42 Stat. 218; 49 Stat. 1520. Experimental areas.

the Acts of December 20, 1944 (Public Law 521), and June 29, 1948 (Public Law 834), including not to exceed \$117,188 for personal services in the District of Columbia and including not to exceed \$150,000 for the construction by contract or otherwise of a railroad spur to facilitate the loading and removal of timber products, to be immediately available and to remain available until expended: *Provided*, That this appropriation shall be available for the rental, purchase, construction, or alteration of buildings necessary for the storage and repair of equipment and supplies used for road and trail construction and maintenance, but the total cost of any such building purchased, altered, or constructed under this authorization shall not exceed \$15,000 with the exception that any building erected, purchased, or acquired, the cost of which was \$15,000 or more, may be improved within any fiscal year by an amount not to exceed 2 per centum of the cost of such buildings certified by the Chief of the Forest Service.

58 Stat. 838; 62 Stat. 1105.
23 U. S. C. §§ 60-63; Supp. II, §§ 23c, 21.
Construction of railroad spur.

Buildings for storage of equipment.

FOREST-FIRE COOPERATION

For cooperation with the various States or other appropriate agencies in forest-fire prevention and suppression and the protection of timbered and cut-over lands in accordance with the provisions of sections 1, 2, and 3 of the Act approved June 7, 1924, as amended (16 U. S. C. 564-566), \$9,000,000, of which not to exceed \$83,384 shall be available for personal services in the District of Columbia.

43 Stat. 653.
16 U. S. C., Supp. II, § 565.
Post, p. 910.

FARM AND OTHER PRIVATE FORESTRY COOPERATION

To enable the Secretary through the Forest Service to advise timberland owners and associations, wood-using industries or other appropriate agencies in the application of forest management principles to federally owned lands leased to States and to private forest lands, so as to attain sustained-yield management, the conservation of the timber resources, the productivity of forest lands, and the stabilization of employment and economic continuance of forest industries, and to carry into effect, through such agencies of the Department as he may designate, the provisions of the Cooperative Farm Forestry Act, approved May 18, 1937 (16 U. S. C. 568b), (not to exceed \$950,534) and the provisions of sections 4 (not to exceed \$83,700) and 5 (not to exceed \$65,766) of the Act approved June 7, 1924 (16 U. S. C. 567-568), and Acts supplementary thereto; in all, not to exceed \$1,100,000, of which not to exceed \$64,653 may be expended for personal services in the District of Columbia.

50 Stat. 188.

43 Stat. 654.
Post, pp. 909, 910.

ACQUISITION OF LANDS FOR NATIONAL FORESTS

Weeks Act: For the acquisition of forest lands under the provisions of the Act approved March 1, 1911, as amended (16 U. S. C. 513-519, 521), \$401,000, to be available only for payment toward the purchase price of any lands acquired, including the cost of surveys in connection with such acquisition: *Provided*, That no part of such funds shall be used for the purchase of lands in the counties of Adair, Cherokee, and Sequoyah, in the State of Oklahoma, without the specific approval of the Board of County Commissioners of the county in which such lands are situated.

36 Stat. 961.

Superior National Forest: For the acquisition of forest land within the Superior National Forest, Minnesota, under the provisions of the Act approved June 22, 1948 (Public Law 733), \$75,000, to remain available until expended.

62 Stat. 568.
16 U. S. C., Supp. II, §§ 577c-577h.

Special Acts: For the acquisition of land to facilitate the control of soil erosion and flood damage originating within the exterior boundaries of the following national forests, in accordance with the provisions

49 Stat. 866.

52 Stat. 347.

52 Stat. 699.

52 Stat. 1205.

54 Stat. 299.

54 Stat. 297.

54 Stat. 402.

of the following Acts authorizing annual appropriations of forest receipts for such purposes, and in not to exceed the following amounts from such receipts: Uinta and Wasatch National Forests, Utah, Act of August 26, 1935 (Public Law 337), as amended, \$40,000; Cache National Forest, Utah, Act of May 11, 1938 (Public Law 505), as amended, \$10,000; San Bernardino and Cleveland National Forests, Riverside County, California, Act of June 15, 1938 (Public Law 634), as amended, \$22,000; Nevada and Toiyabe National Forests, Nevada, Act of June 25, 1938 (Public Law 748), as amended, \$10,000; Angeles National Forest, California, Act of June 11, 1940 (Public Law 591), \$20,000; Cleveland National Forest, San Diego County, California, Act of June 11, 1940 (Public Law 589), \$5,000; Sequoia National Forest, California, Act of June 17, 1940 (Public Law 637), \$35,000; in all \$142,000.

FLOOD CONTROL

49 Stat. 1570.
33 U. S. C. §§ 701a-701h.

Yazoo and Little
Tallahatchie water-
sheds.

Flood control: For expenses necessary, in accordance with the Flood Control Act, approved June 22, 1936 (Public Law 738, Seventy-fourth Congress; 33 U. S. C. 701a), as amended and supplemented, to make preliminary examinations and surveys, and to perform works of improvements, \$9,500,000, including not to exceed \$161,500 for personal services in the District of Columbia, to be immediately available and to remain available until expended, with which shall be merged the unexpended balances of funds heretofore appropriated or transferred to the Department for flood-control purposes: *Provided*, That no part of such funds shall be used for the purchase of lands in the Yazoo and Little Tallahatchie watersheds without specific approval of the county board of supervisors of the county in which such lands are situated, nor shall any part of such funds be used for the purchase of lands in the counties of Adair, Cherokee, and Sequoyah, in the State of Oklahoma, without the specific approval of the Board of County Commissioners of the county in which such lands are situated: *Provided further*, That the Secretary is hereby empowered to substitute other suitable measures and procedures in the Little Tallahatchie and Yazoo River watersheds in lieu of acquisition of land in those watersheds as originally contemplated.

SOIL CONSERVATION SERVICE

49 Stat. 163.

Cost of buildings.

Restriction.

Central State agen-
cy, Mo.

For expenses necessary to carry out the provisions of the Act approved April 27, 1935 (16 U. S. C. 590a-590f), which provides for a national program of erosion control and soil and water conservation, including not to exceed \$983,000 for personal services in the District of Columbia, furnishing of subsistence to employees, operation and maintenance of aircraft, and the purchase and erection or alteration of permanent buildings: *Provided*, That the cost of any building purchased, erected, or as improved, exclusive of the cost of constructing a water supply or sanitary system and connecting the same with any such building, shall not exceed \$2,500 except where buildings are acquired in conjunction with land being purchased for other purposes and except for eight buildings to be constructed at a cost not to exceed \$15,000 per building: *Provided further*, That no money appropriated in this Act shall be available for the construction of any such building on land not owned by the Government: *Provided further*, That in the State of Missouri where the State has established a central State agency authorized to enter into agreements with the United States or any of its agencies on policies and general programs for the saving of its soil by the extension of Federal aid to any soil conservation district in such State, the agreements made by or on behalf of the United States with any such soil conservation district shall have the prior approval of

such central State agency before they shall become effective as to such district, as follows:

Soil conservation research: For research and investigations into the character, cause, extent, history, and effects of erosion, soil and moisture depletion and methods of soil and water conservation (including the construction and hydrologic phases of farm irrigation and land drainage, and water regulation to conserve the soil and reduce fire hazards in the Everglades region of Florida, except that expenditures for all work in the Everglades region shall be limited to a sum not in excess of funds made available for such work by the State of Florida, or political subdivisions thereof); and for construction, operation, and maintenance of experimental watersheds, stations, laboratories, plots, and installations, \$1,400,000.

Everglades region,
Fla.

Soil conservation operations: For carrying out preventive measures to conserve soil and water, including such special measures as may be necessary to prevent floods and the siltation of reservoirs, and including the improvement of farm irrigation and land drainage, the establishment and operation of conservation nurseries, the making of conservation plans and surveys, and the dissemination of information, \$50,773,800: *Provided*, That no part of this appropriation may be expended for soil and water conservation operations in demonstration projects.

Demonstration proj-
ects.

LAND UTILIZATION AND RETIREMENT OF SUBMARGINAL LAND

For expenses necessary to carry out the provisions of title III of the Bankhead-Jones Farm Tenant Act, approved July 22, 1937 (7 U. S. C. 1010-1012), and the provisions of the Act approved August 11, 1945 (7 U. S. C. 1011 note), including not to exceed \$29,100 for personal services in the District of Columbia, \$1,225,000.

50 Stat. 525.

59 Stat. 532.

PRODUCTION AND MARKETING ADMINISTRATION

CONSERVATION AND USE OF AGRICULTURAL LAND RESOURCES

To enable the Secretary to carry into effect the provisions of sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, approved February 29, 1936, as amended (16 U. S. C. 590g-590q), including personal services in the District of Columbia; not to exceed \$6,000 for the preparation and display of exhibits, including such displays at State, interstate, and international fairs within the United States; and for the replacement of one passenger motor vehicle for use of the Production and Marketing Administration; \$257,043,439, to remain available until December 31 of the next succeeding fiscal year for compliance with the program of soil-building practices and soil- and water-conserving practices authorized under this head in the Department of Agriculture Appropriation Act, 1949, carried out during the period July 1, 1948, to December 31, 1949, inclusive: *Provided*, That not to exceed \$25,846,439 of the total sum provided under this head shall be available during the current fiscal year for salaries and other administrative expenses for carrying out such program, the cost of aerial photographs, however, not to be charged to such limitation; but not more than \$5,200,000 shall be transferred to the appropriation account, "Administrative expenses, section 392, Agricultural Adjustment Act of 1938": *Provided further*, That payments to claimants hereunder may be made upon the certificate of the claimant, which certificate shall be in such form as the Secretary may prescribe, that he has carried out the conservation practice or practices and has complied with all other requirements as conditions for such payments and

Post, p. 359.

49 Stat. 1148.
16 U. S. C., Supp.
II, §§ 590h, 590q.

62 Stat. 525.

Administrative ex-
penses.

52 Stat. 69.
7 U. S. C. § 1392.
Payments to claim-
ants.

50 U. S. C. app. § 601
note.

Program of soil-
building practices, etc.

49 Stat. 1148.
16 U. S. C. §§ 590g-
590q; Supp. II, §§ 590h,
590q.
Allocations to States.

49 Stat. 1150.
16 U. S. C. § 590h (b).

Transfer of funds.

Technical assistance
in county programs.

Purchase of seeds,
etc.

Salary or travel ex-
penses, restriction.

53 Stat. 1147; 62 Stat.
867.
18 U. S. C. §§ 61-
61w; Supp. II, § 594
et seq.
62 Stat. 792.
18 U. S. C., Supp.
II, § 1913.

that the statements and information contained in the application for payment are correct and true, to the best of his knowledge and belief, under the penalties of title 18, United States Code: *Provided further*, That none of the funds herein appropriated or made available for the functions assigned to the Agricultural Adjustment Agency pursuant to the Executive Order Numbered 9069, of February 23, 1942, shall be used to pay the salaries or expenses of any regional information employees or any State information employees, but this shall not preclude the answering of inquiries or supplying of information at the county level to individual farmers: *Provided further*, That such amount shall be available for salaries and other administrative expenses in connection with the formulation and administration of the 1950 program of soil-building practices and soil- and water-conserving practices, under the Act of February 29, 1936, as amended (amounting to \$300,000,000, of which not to exceed \$15,000,000 may be used for acreage allotments and marketing quotas, including administration, and formulated on the basis of a distribution of the funds available for payments and grants among the several States in accordance with their conservation needs as determined by the Secretary, except that the proportion allocated to any State shall not be reduced more than 15 per centum from the 1946 distribution, and no participant shall receive more than \$2,500); but the payments or grants under such programs shall be conditioned upon the utilization of land with respect to which such payments or grants are to be made in conformity with farming practices which will encourage and provide for soil-building and soil- and water-conserving practices in the most practical and effective manner and adapted to conditions in the several States, as determined and approved by the State committees appointed pursuant to section 8 (b) of the Soil Conservation and Domestic Allotment Act, as amended, for the respective States: *Provided further*, That the Secretary may, in his discretion, from time to time transfer to the General Accounting Office such sums as may be necessary to pay administrative expenses of said office in auditing payments under this head: *Provided further*, That the county agricultural conservation committee in any county with the approval of the State committee may allot not to exceed 5 per centum of its allocation for the agricultural conservation program to the Soil Conservation Service for services of its technicians in formulating and carrying out the agricultural conservation program and the funds so allotted shall be utilized by the Soil Conservation Service for technical and other assistance in such county: *Provided further*, That such amounts shall be available for the purchase of seeds, fertilizers, lime, trees, or any other farming materials, or any soil-terracing services, and making grants thereof to agricultural producers to aid them in carrying out farming practices approved by the Secretary under programs provided for herein: *Provided further*, That no part of any funds available to the Department, or any bureau, office, corporation, or other agency constituting a part of such Department, shall be used in the current fiscal year for the payment of salary or travel expenses of any person who has been convicted of violating the Act entitled "An Act to prevent pernicious political activities", approved August 2, 1939, as amended, or who has been found in accordance with the provisions of title 18, United States Code, section 1913, to have violated or attempted to violate such section which prohibits the use of Federal appropriations for the payment of personal services or other expenses designed to influence in any manner a Member of Congress to favor or oppose any legislation or appropriation by Congress except upon request of any Member or through the proper official channels.

ACREAGE ALLOTMENTS AND MARKETING QUOTAS

To enable the Secretary to formulate and carry out acreage allotment and marketing quota programs pursuant to the provisions of title III of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1301-1393), including personal services in the District of Columbia, \$30,150,774, of which not more than \$5,270,000 shall be transferred to the appropriation account "Administrative expenses, section 392, Agricultural Adjustment Act of 1938".

52 Stat. 38,
7 U. S. C., Supp. II,
§ 1301 *et seq.*
Post, pp. 670, 1056.

52 Stat. 69.
7 U. S. C. § 1392.

SUGAR ACT

To enable the Secretary to carry into effect the provisions of the Sugar Act of 1948 (7 U. S. C. 1101-1160), \$60,000,000, to remain available until June 30 of the next succeeding fiscal year: *Provided*, That expenditures (including transfers) from this appropriation for other than payments to sugar producers shall not exceed \$1,493,723.

61 Stat. 922.
7 U. S. C., Supp. II,
§§ 1100-1160.

SECTION 32 FUNDS

EXPORTATION AND DOMESTIC CONSUMPTION OF AGRICULTURAL COMMODITIES

Not to exceed \$150,000 of the appropriation made available by section 32 of the Act of August 24, 1935 (7 U. S. C. 612 (c)), shall be used to pay any subsidy, benefit, or indemnity to manufacturers of or dealers in insulation products.

49 Stat. 774.
7 U. S. C., Supp. II,
§ 612c note.
Post, p. 1057.

NATIONAL SCHOOL LUNCH ACT

To enable the Secretary to carry out the provisions of the National School Lunch Act (42 U. S. C. 1751-1760), \$83,500,000: *Provided*, That no part of this appropriation shall be used for nonfood assistance under section 5 of said Act.

60 Stat. 230.
42 U. S. C., Supp.
II, § 1752 note.
60 Stat. 231.
42 U. S. C. § 1754.

MARKETING SERVICES

For expenses necessary, including not to exceed \$2,255,000 for personal services in the District of Columbia, in conducting investigations, experiments, and demonstrations, as follows:

Market news service: For collecting, publishing, and distributing, by telegraph, mail, or otherwise, timely information on the market supply and demand, commercial movement, location, disposition, quality, condition, and market prices of livestock, meats, fish, and animal products, dairy and poultry products (including broilers), fruits and vegetables, peanuts and their products, grain, hay, feeds, cottonseed, and seeds, and other agricultural products, \$1,900,000.

Market inspection of farm products: For the investigation and certification, in one or more jurisdictions, to shippers and other interested parties of the class, quality, and condition of any agricultural commodity or food product, whether raw, dried, canned, or otherwise processed, and any product containing an agricultural commodity or derivative thereof when offered for interstate shipment or when received at such important central markets as the Secretary may from time to time designate, or at points which may be conveniently reached therefrom under such rules and regulations as he may prescribe, including payment of such fees as will be reasonable and as nearly as may be to cover the cost for the service rendered, \$758,000.

Marketing farm products: For acquiring and diffusing among the people of the United States useful information relative to the needed

55 Stat. 131.

52 Stat. 36.

58 Stat. 742.

60 Stat. 810.

Additional amounts.

supplies, standardization, classification, grading, preparation for market, handling, transportation, storage, and marketing of farm and food products, including the demonstration and promotion of the use of uniform standards of classification of American farm and food products throughout the world, for making analyses of cotton fiber as provided by the Act of April 7, 1941 (7 U. S. C. 473d), for carrying out the provisions of section 201 (a) to 201 (d), inclusive, of title II of the Agricultural Adjustment Act of 1938 (7 U. S. C. 1291), and for coordinating nutrition services made available by Federal, State, and other agencies, including not to exceed \$10,000 for employment pursuant to the second sentence of section 706 (a), of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and not to exceed \$20,000 for transportation and other necessary expenses including not to exceed \$10 per diem of persons serving without compensation while away from their homes or regular places of business; purchase of one passenger motor vehicle for use in the District of Columbia for replacement only; and not to exceed \$150 for newspapers, \$1,152,500: *Provided*, That the Secretary may make available to any bureau, office, or agency of the Department such amounts from this appropriation as may be necessary to carry out the functions for which this appropriation is made, and any such amounts shall be in addition to amounts transferred or otherwise made available to appropriation items in this Act.

49 Stat. 731.

45 Stat. 1079.

54 Stat. 231.

Tobacco Acts: To carry into effect the provisions of the Act to establish and promote the use of standards of classification for tobacco, to provide and maintain an official tobacco-inspection service, approved August 23, 1935 (7 U. S. C. 511-511q), the Act to provide for the collection and publication of statistics of tobacco by the Department, approved January 14, 1929 (7 U. S. C. 501-508), as amended, and the Act to prohibit the exportation of tobacco seed and plants, approved June 5, 1940 (7 U. S. C. 516), \$1,602,000.

44 Stat. 1372; 50 Stat. 62.

53 Stat. 210.

42 Stat. 1517.

Cotton Statistics, Classing, Standards and Futures Acts: To carry into effect the provisions of the Act authorizing the Secretary to collect and publish statistics of the grade and staple length of cotton, approved March 3, 1927, as amended by the Act of April 13, 1937 (7 U. S. C. 471-476), and to perform the duties imposed upon him by chapter 14 of the Internal Revenue Code relating to cotton futures (26 U. S. C. 1920-1935), and to carry into effect the provisions of the United States Cotton Standards Act, approved March 4, 1923, as amended (7 U. S. C. 51-65), \$1,656,000: *Provided*, That hereafter appropriations available for classing or grading any agricultural commodity without charge to the producers thereof may be reimbursed from nonadministrative funds of the Commodity Credit Corporation for the cost of classing or grading any such commodity for producers who obtain Commodity Credit Corporation price support.

46 Stat. 531.

44 Stat. 1355.

39 Stat. 673.

45 Stat. 685.

48 Stat. 123.

39 Stat. 482.

39 Stat. 486; 53 Stat. 1275.

42 Stat. 159, 1435.

61 Stat. 163.

7 U. S. C., Supp. II, §§ 135-135k.

Marketing regulatory Acts: For expenses necessary to carry into effect the provisions of the Perishable Agricultural Commodities Act, as amended (7 U. S. C. 499a-499r), the Act to prevent the destruction or dumping of farm produce (7 U. S. C. 491-497), the Act to provide standards for baskets and containers for fruits and vegetables, as amended (15 U. S. C. 251-256), the Act to fix standards for hampers, round stave baskets, and splint baskets for fruits and vegetables (15 U. S. C. 257-257i), the Act to provide export standards for apples and pears (7 U. S. C. 581-589), the United States Grain Standards Act (7 U. S. C. 71-87), the United States Warehouse Act (7 U. S. C. 241-273), the Federal Seed Act (7 U. S. C. 1551-1610), the Packers and Stockyards Act, as amended (7 U. S. C. 181-229), the Naval Stores Act (7 U. S. C. 91-99), and the Federal Insecticide, Fungicide, and Rodenticide Act (7 U. S. C. 135-135k), \$3,400,000.

COMMODITY EXCHANGE AUTHORITY

Commodity Exchange Act: To enable the Secretary to carry into effect the provisions of the Commodity Exchange Act, as amended (7 U. S. C. 1-17a), including not to exceed \$165,000 for personal services in the District of Columbia, \$558,200.

49 Stat. 1491.
7 U. S. C., Supp. II,
§ 12-1.

FARMERS' HOME ADMINISTRATION

For expenses necessary, including personal services in the District of Columbia, to carry into effect the provisions of titles I, II, and the related provisions of title IV of the Bankhead-Jones Farm Tenant Act, as amended (7 U. S. C. 1000-1032), the Farmers' Home Administration Act of 1946 (7 U. S. C. 1001, note; 31 U. S. C. 82h; 12 U. S. C. 371; 35 U. S. C. 535; 60 Stat. 1079, 1080); the Act of July 30, 1946 (40 U. S. C. 436-439), and the Act of August 28, 1937, as amended (16 U. S. C. 590r-590x, 590z-5), for the development of facilities for water storage and utilization in the arid and semiarid areas of the United States, as follows:

50 Stat. 522, 524, 527.
7 U. S. C., Supp. II,
§ 1001 *et seq.*
60 Stat. 1062.
12 U. S. C., Supp. II,
§ 371; D. C. Code
§ 35-535.
60 Stat. 711.
50 Stat. 869; 54 Stat.
1124.
Ante, p. 171.

Loans: Title I and section 43 of title IV (including payments in lieu of taxes and taxes under section 50), \$15,000,000; title II, \$85,000,000; Act of August 28, 1937, \$3,000,000: *Provided*, That not to exceed the foregoing several amounts shall be borrowed in one account from the Secretary of the Treasury on the request of the Secretary of Agriculture, at such rate of interest as may be determined by the Secretary of the Treasury, but not in excess of 3 per centum per annum; and the Secretary of the Treasury is hereby authorized and directed to lend such sums to the Secretary upon the security of any obligations of borrowers from the Secretary under the provisions of said Acts: *Provided further*, That the Secretary may utilize proceeds from payments of principal and interest under such Acts to repay the Secretary of the Treasury the amounts borrowed therefrom for the purposes of such Acts: *Provided further*, That for the purpose of making loans pursuant to this paragraph, the Secretary of the Treasury is authorized to use as a public-debt transaction the proceeds from the sale of any securities issued under the Second Liberty Bond Act, as amended, and the purposes for which securities may be issued under that Act are extended to include such loans to the Secretary: *Provided further*, That repayments to the Secretary of the Treasury on such loans shall be treated as a public-debt transaction.

50 Stat. 522, 530, 531,
524.
7 U. S. C. §§ 1001-
1005d, 1017, 1024, 1007-
1009; Supp. II, § 1001
et seq.
Ante, p. 144.

Salaries and expenses: For the making, servicing, and collecting of loans, insuring mortgages, the servicing and collecting of loans made under prior authority, and the liquidation of assets transferred to Farmers' Home Administration pursuant to the Farmers' Home Administration Act of 1946, \$23,649,000, together with a transfer to this appropriation item of not to exceed \$40,000 of the fees and administrative expense charges made available by subsections (d) and (e) of section 12 of the Bankhead-Jones Farm Tenant Act, as amended.

40 Stat. 288.
31 U. S. C. § 774 (2).
Post, p. 66b.

60 Stat. 1062.
7 U. S. C. §§ 1001-
1031; Supp. II, § 1001
et seq.
Ante, p. 144.
60 Stat. 1076.
7 U. S. C. § 1005b
(d), (e); Supp. II,
§ 1005b (e).

RURAL ELECTRIFICATION ADMINISTRATION

To carry into effect the provisions of the Rural Electrification Act of 1936, as amended (7 U. S. C. 901-915), as follows:

Salaries and expenses: For administrative expenses, including personal services in the District of Columbia; not to exceed \$500 for newspapers; and not to exceed \$500 for financial and credit reports; \$6,063,000.

Loans: For loans in accordance with sections 3, 4, and 5 of said Act, and for carrying out the provisions of section 7 thereof, \$350,000,000, to be borrowed from the Secretary of the Treasury in accordance with

49 Stat. 1363.
7 U. S. C., Supp. II,
§§ 903, 904.
Post, pp. 874, 978,
948.

49 Stat. 1364, 1365.
7 U. S. C. §§ 903-906,
907; Supp. II, §§ 903,
904.
Post, p. 948.

the provisions of section 3 (a) of said Act, and such additional amounts, not to exceed a total of \$150,000,000, to be borrowed under the same terms and conditions if and to the extent that the Secretary of Agriculture shall certify, from time to time, to the Secretary of the Treasury that such additional amounts are required during the fiscal year 1950, under the then existing conditions, for the expeditious and orderly development of the program.

ADMINISTRATION OF FEDERAL CROP INSURANCE ACT

Operating expenses: For operating and administrative expenses, and not to exceed \$700 for newspapers, \$4,054,000.

FARM CREDIT ADMINISTRATION

58 Stat. 741.

For necessary expenses, including personal services in the District of Columbia; not to exceed \$5,000 for attendance at meetings or conventions of members of organizations at which matters of importance to the work of the Farm Credit Administration are to be discussed or transacted; not to exceed \$750 for periodicals and newspapers; library membership fees or dues in organizations which issue publications to members only or to members at a lower price than to others, payment for which may be made in advance; not to exceed \$20,000 for expenditures authorized by section 602 of the Organic Act of 1944 (12 U. S. C. 833); purchase of one passenger motor vehicle (for replacement only) for use in the District of Columbia and elsewhere; garage rental in the District of Columbia; payment of actual transportation and other necessary expenses and not to exceed \$10 per diem in lieu of subsistence of persons serving, while away from their homes, without other compensation from the United States, in an advisory capacity to the Farm Credit Administration, except that such expenditures shall not exceed \$10,000; examination of corporations, banks, associations, and institutions operated, supervised, or regulated by the Farm Credit Administration \$500,000, together with not to exceed \$2,294,000 of collections from Federal Farm Credit agencies of assessments and charges, to be advanced by transfer and counter warrant to this appropriation, to cover the cost of Farm Credit Administration facilities, examinations, and other services rendered to such agencies; in all, \$2,794,000.

TITLE II

Expenditures and commitments of certain corporations and agencies.

59 Stat. 508.
31 U. S. C., Supp.
II, § 849.

Post, p. 978.

Administrative expenses.
Post, p. 978.

Nonadministrative expenses.

The following corporations and agencies, respectively, are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year 1950 for each such corporation or agency, except as hereinafter provided:

Federal Crop Insurance Corporation.

Commodity Credit Corporation: Nothing in this Act shall be so construed as to prevent the Commodity Credit Corporation from carrying out any activity or any program authorized by law: *Provided*, That not to exceed \$12,000,000 shall be available for administrative expenses of the Corporation and not to exceed \$400 for periodicals, maps, and newspapers: *Provided further*, That all necessary expenses (including legal and special services performed on a contract or fee basis, but not

including other personal services) in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the Corporation or in which it has an interest, including expenses of collections of pledged collateral, shall be considered as nonadministrative expenses for the purposes hereof.

Federal Farm Mortgage Corporation: Not to exceed \$1,500,000 (to be computed on an accrual basis) of the funds of the Corporation shall be available for administrative expenses, including employment on a contract or fee basis of persons, firms, and corporations for the performance of special services, including legal services, and the use of the services and facilities of Federal land banks, national farm loan associations, Federal Reserve banks, and agencies of the Government as authorized by the Act of January 31, 1934 (12 U. S. C. 1020-1020h); and said total sum shall be exclusive of services and facilities furnished and examinations made by the Farm Credit Administration central office, interest expense, and expenses in connection with the acquisition, operation, maintenance, improvement, protection, or disposition of real or personal property belonging to the Corporation or in which it has an interest: *Provided*, That promptly after June 30 of each fiscal year all cash funds in excess of the estimated operating requirements for the current fiscal year shall be declared as dividends and paid into the general fund of the Treasury: *Provided further*, That the aggregate amount of bonds the Corporation may issue and have outstanding at any one time shall not exceed \$500,000,000.

48 Stat. 344,
12 U. S. C., Supp.
II, § 1020c-1.

Dividends.

Bonds.

Federal intermediate credit banks: Not to exceed \$1,398,000 (to be computed on an accrual basis), of the funds of the banks shall be available for administrative expenses, including the purchase of not to exceed two passenger motor vehicles for replacement only, services performed for the banks by other Government agencies (except services and facilities furnished and examinations made by the Farm Credit Administration central office, and services performed by any Federal Reserve bank and by the United States Treasury in connection with the financial transactions of the banks); and said total sum shall be exclusive of interest expense, legal and special services performed on a contract or fee basis, and expenses in connection with the acquisition, operation, maintenance, improvement, protection, or disposition of real or personal property belonging to the banks or in which they have an interest.

Production credit corporations: Not to exceed \$1,328,000 (to be computed on an accrual basis) of the funds of the corporations shall be available for administrative expenses, including the purchase of one passenger motor vehicle for replacement only, and services performed for the corporations by other Government agencies (except services and facilities furnished and examinations made by the Farm Credit Administration central office); and said total sum shall be exclusive of interest expense, legal and special services performed on a contract or fee basis, and expenses in connection with the acquisition, operation, maintenance, improvement, protection, or disposition of real or personal property belonging to the corporations or in which they have an interest.

REDUCTION IN APPROPRIATIONS

Amounts available from appropriations are hereby reduced in the sums hereinafter set forth, such sums to be carried to the surplus fund and covered into the Treasury immediately upon the approval of this Act:

FEDERAL LAND BANKS

The total amount of \$189,000,000 in the revolving fund appropriated to the Office of the Secretary, Treasury Department, for subscriptions to the paid-in surplus of the Federal land banks, as authorized by the Federal Farm Loan Act, as amended (12 U. S. C. 781 (Tenth)).

47 Stat. 14.
Post, p. 986.

TITLE III—GENERAL PROVISIONS

Passenger motor vehicles.

SEC. 301. Within the unit limit of cost fixed by law the lump-sum appropriations and authorizations made for the Department under this Act shall be available for the purchase of passenger motor vehicles, and for the hire of such vehicles, necessary in the conduct of the work of the Department outside the District of Columbia, but the number of such vehicles purchased or otherwise acquired for all the activities of the Department for which appropriations and authorizations are made under such Act shall not exceed two-thirds of the total number indicated for purchase by the Department under the statements of proposed expenditures for purchase and hire of passenger motor vehicles in the Budget: *Provided*, That any such number shall be increased proportionately (as nearly as may be) as the amount appropriated or made available under the particular heading involved may exceed the budget estimate.

Employment of aliens.

SEC. 302. Provisions of law prohibiting or restricting the employment of aliens shall not apply to (1) the temporary employment of translators when competent citizen translators are not available; (2) employment in cases of emergency of persons in the field service of the Department for periods of not more than sixty days; and (3) employment under the appropriation for the Office of Foreign Agricultural Relations.

60 Stat. 903.

SEC. 303. Appropriations and authorizations made in this Act shall be available for health service programs as authorized by law (5 U. S. C. 150).

60 Stat. 843; 62 Stat. 1008.

28 U. S. C., Supp. II, § 2672.

Ante, pp. 62, 106.
Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

SEC. 304. Funds available to the Department during the current fiscal year shall be available for the payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672).

Administration of oaths.

Affidavit.

Penalty.

SEC. 305. No part of any appropriation contained in this Act, or of the funds available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That such administrative or supervisory employees of the Department as may be designated for the purpose by the Secretary are hereby authorized to administer the oaths to persons making affidavits required by this section, and they shall charge no fee for so doing: *Provided further*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to

strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law: *Provided further*, That nothing in this section shall be construed to require an affidavit from any person employed for less than sixty days for sudden emergency work involving the loss of human life or destruction of property, the payment of salary or wages may be made to such persons from applicable appropriations for services rendered in such emergency without execution of the affidavit contemplated by this section.

SEC. 306. Limitations on amounts to be expended for personal services under appropriations in this Act shall not apply to lump-sum leave payments pursuant to the Act of December 21, 1944 (5 U. S. C. 61b-e).

SEC. 307. Funds available to the Department of Agriculture may be used for printing and binding.

SEC. 308. This Act may be cited as the "Department of Agriculture Appropriation Act, 1950".

Approved June 29, 1949.

Emergency work.

Lump-sum leave payments.

58 Stat. 845.

Printing and binding.

Short title.

[CHAPTER 281]

JOINT RESOLUTION

To continue the authority of the Maritime Commission to sell, charter, and operate vessels, and for other purposes.

June 29, 1949
[H. J. Res. 235]
[Public Law 147]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the joint resolution entitled "Joint resolution to continue until June 30, 1949, the authority of the Maritime Commission to sell, charter, and operate vessels, and for other purposes", approved February 28, 1949 (Public Law 12, Eighty-first Congress), is amended by striking out the date "June 30, 1949" wherever it appears therein and inserting in lieu thereof the date "June 30, 1950": *Provided*, That hereafter no sale of a vessel by the Maritime Commission shall be completed until its ballast and equipment shall have been inventoried and their value taken into consideration by the Commission in determining the selling price.

Maritime Commission.

Ante, p. 9.

Sale of vessel.

SEC. 2. Any charter (except one in respect of a passenger vessel) in effect at the time of the enactment of this joint resolution shall be terminated by the Commission at the earliest date permitted under the terms thereof after June 30, 1949, unless the charterer enters into an agreement with the Commission that each vessel delivered or retained under such charter shall not be redelivered to the Commission, at the option of the charterer, within less than six months for liner services, except United States continental coastwise and intercoastal services and services between continental United States ports and Alaska, or four months for bulk services and United States continental coastwise and intercoastal services and services between continental United States ports and Alaska, or for the remainder of the period ending June 30, 1950, if such period is less than said periods of six or four months, respectively. No charter (except one in respect of a passenger vessel) shall be made by the Commission under authority of this joint resolution or after the date of enactment thereof unless the charterer enters into an agreement with the Commission that each vessel delivered or retained under the terms of such charter shall not be redelivered to the Commission, at the option of the charterer, within

Termination of charter.

Charter periods.

less than six months for liner services, except United States continental coastwise and intercoastal services and services between continental United States ports and Alaska, or four months for bulk services and United States continental coastwise and intercoastal services and services between continental United States ports and Alaska, or for the remainder of the period ending June 30, 1950, if such period is less than said periods of said six and four months, respectively: *Provided, however,* That no vessel (except a passenger vessel) so chartered may begin a new voyage after June 30, 1950.

Approved June 29, 1949.

[CHAPTER 284]

AN ACT

Amending Public Law 125, Eightieth Congress, approved June 28, 1947, as amended.

June 30, 1949
[S. 1433]
[Public Law 148]

Tin.
61 Stat. 190,
50 U. S. C., Supp.
II, § 98 note.

Authority of RFC
to sell and buy tin con-
centrates, etc.

Minimum price.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 125, Eightieth Congress, approved June 28, 1947, as amended, is hereby further amended by changing "SEC. 3" to "SEC. 4" and inserting a new SEC. 3 reading as follows:

"SEC. 3. In order to promote the conservation of the tin ore reserves of the Western Hemisphere and to increase their availability for the tin requirements of the United States through diversification of tin-recovery facilities in the United States, the powers exercised by the Reconstruction Finance Corporation or its successor and continued in effect by the provisions of section 2 hereof shall include authority to offer for sale from time to time and to sell to the highest bidder for the recovery in the United States of grade A pig tin, any tin concentrates or other tin-bearing materials heretofore or hereafter acquired by the Reconstruction Finance Corporation and containing not more than 25 per centum of tin; and to contract to buy up to an equivalent amount of such pig tin for future delivery, not to exceed four months from date of delivery of such concentrates or tin-bearing material to the processor, at the Reconstruction Finance Corporation's selling price for such grade on the date of such contract: *Provided,* That the minimum price at which any such concentrates or tin-bearing materials are so sold shall represent no less return to the Government, as determined or estimated by the Reconstruction Finance Corporation (which determination or estimate shall be deemed conclusive), than would result through the Government itself transporting and treating such concentrates or tin-bearing materials in any Government-owned or controlled facility and transporting and selling the pig tin recovered therefrom."

Approved June 30, 1949.

[CHAPTER 285]

AN ACT

To incorporate the Virgin Islands Corporation, and for other purposes.

June 30, 1949
[H. R. 2989]
[Public Law 149]

Virgin Islands Cor-
poration Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to promote the general welfare of the inhabitants of the Virgin Islands of the United States through the economic development of the Virgin Islands, there is hereby created a body corporate to be known as the Virgin Islands Corporation, hereinafter referred to as the "Corporation". The Corporation shall be subject to the general direction of the President of the United States, or the head of such agency as he may designate as his representative.

SEC. 2. The Corporation shall have its principal offices in the Virgin Islands and in the District of Columbia and shall be deemed, for purposes of venue in civil actions, to be an inhabitant of each of these jurisdictions. The Corporation may establish offices in such other place or places as it may deem necessary or appropriate in the conduct of its business.

Principal offices.

SEC. 3. Subject to the provisions of the Government Corporation Control Act, the Corporation is authorized to engage in the following activities when it finds that such activities will further the purposes of this Act and will not conflict with the encouragement and promotion of private enterprise in the Virgin Islands:

Activities.

59 Stat. 597.
31 U. S. C. § 841 *et seq.*, Supp. II, § 846 *et seq.*
Post, p. 356.

(a) To examine, investigate, and conduct research and experimentation in the marketing, distributing, advertising, and exporting of products or resources of the Virgin Islands, and to make known the results of such activities.

(b) To encourage and promote the investment of private capital in industrial, agricultural, commercial, or related enterprises, undertakings, or activities in the Virgin Islands. Insofar as may be possible without jeopardizing the maximum development of the industrial, agricultural, commercial, and related resources of the Virgin Islands for the public good, the Corporation shall formulate its policies so as to encourage and promote the investment of capital owned by residents of the Virgin Islands.

(c) To engage in land-use planning to the end that the most economic and socially beneficial use may be made of the soil of the Virgin Islands, and to encourage and assist private persons and organizations to act in accordance with the results of such planning.

(d) To encourage and engage in the business of providing, whenever adequate facilities are not otherwise available, transportation for persons and property between the Virgin Islands and to and from the Virgin Islands, Puerto Rico, and Tortola.

(e) To encourage, promote, and develop, and to assist in the encouragement, promotion, and development of, tourist trade in the Virgin Islands.

(f) To encourage the establishment and development of small farms and small farm communities in the Virgin Islands, and, for that purpose, to construct, equip, improve, and supervise such small farms or communities and to give other assistance to them.

Loans.

(g) To make loans to any person for the establishment, maintenance, operation, construction, reconstruction, repair, improvement, or enlargement of any industrial, commercial, agricultural, or related enterprise, undertaking, or activity in the Virgin Islands whenever such loans are not available from private sources. All loans so made shall be of such sound value or so secured as reasonably to assure repayment, taking into consideration the policy of the Congress that the lending powers of the Corporation shall be administered as a means for accomplishing the purposes stated in section 1 of this Act, and shall bear interest at a rate not exceeding 6 per centum per annum. It shall be the general policy of the Corporation to establish interest rates on loans, subject to the foregoing limitations, that, in the judgment of the Board of Directors, will at least cover the interest cost of funds to the United States Treasury, other expenses of the lending activities of the Corporation, and a risk factor which, over all, should provide for losses that may materialize on loans. The loans made under the authority of this paragraph outstanding at any one time shall not exceed a total of \$5,000,000.

Limitation.

(h) To establish, maintain, operate, and engage in, upon its own account, any appropriate enterprise, undertaking, or activity for the development of the industrial, commercial, mining, agricultural, livestock, fishery, or forestry resources of the Virgin Islands: *Provided*,

That the Corporation shall not engage in the manufacture of rum or other alcoholic beverages.

Powers of corporation.
Ante, p. 351.

SEC. 4. The Corporation shall have, and may exercise, the following general powers in carrying on the activities specified in section 3 of this Act:

(a) To have succession until June 30, 1959, unless sooner dissolved by Act of Congress.

(b) To adopt, alter, and use a corporate seal, which shall be judicially noticed.

(c) To adopt, amend, and repeal bylaws governing the conduct of its business, and the performance of the powers and duties granted to or imposed upon it by law.

(d) To sue and to be sued in its corporate name.

(e) To determine the character of and the necessity for its obligations and expenditures and the manner in which they shall be incurred, allowed, and paid, subject to the laws applicable specifically to Government corporations.

Acquisition of property, etc.

(f) To acquire, in any lawful manner, any property—real, personal, or mixed, tangible or intangible—to hold, maintain, use, and operate the same; and to sell, lease, or otherwise dispose of the same, whenever any of the foregoing transactions are deemed necessary or appropriate to the conduct of the activities authorized by this Act, and on such terms as may be prescribed by the Corporation.

Contracts, etc.

(g) To enter into and perform such contracts, leases, cooperative agreements, or other transactions with any agency or instrumentality of the United States, or with any State, Territory, or possession, or with any political subdivision thereof, or with any person, firm, association, or corporation, as may be deemed necessary or appropriate to the conduct of the activities authorized by this Act, and on such terms as may be prescribed by the Corporation: *Provided*, That in no case shall the Corporation contract to undertake an activity for any agency or instrumentality of the United States, or for any State, Territory, or possession, or for any political subdivision thereof, unless the latter is authorized by law to undertake such activity and furnishes the funds for such purpose.

(h) To execute all instruments necessary or appropriate in the exercise of any of its functions.

Appointment of officers and employees.

(i) To appoint, without regard to the provisions of the civil-service laws, such officers, agents, attorneys, and employees as may be necessary for the conduct of the business of the Corporation; to delegate to them such powers and to prescribe for them such duties as may be deemed appropriate by the Corporation; to fix and pay such compensation to them for their services as the Corporation may determine, without regard to the provisions of the classification laws except to the extent that these laws may be extended to the Corporation by the President of the United States; and to require bonds from such of them as the Corporation may designate, the premiums therefor to be paid by the Corporation. In the appointment of officials and the selection of employees for said Corporation, and in the promotion of any such officials or employees, no political test or qualification shall be permitted or given consideration, but all such appointments and promotions shall be given and made on the basis of merit and efficiency. Any member of said board who is found by the President of the United States or his representative to be guilty of a violation of this section shall be removed from office by the President of the United States, and any appointee of said board who is found by the board to be guilty of a violation of this section shall be removed from office by said board. Persons employed by the Corporation shall not be included in making computations pursuant to the provisions of section 607 of the Federal

Removal from office.

Employees Pay Act of 1945, as amended. The Corporation shall give due consideration to residents of the Virgin Islands in the selection and promotion of its officers and employees.

(j) To use the United States mails in the same manner and under the same conditions as the executive departments of the Federal Government.

(k) To have, in the payment of debts out of bankrupt or insolvent estates, the priority of the United States.

(l) To accept gifts or donations of services, or of property—real, personal, or mixed, tangible or intangible—in aid of any of the activities authorized by this Act.

(m) To settle and adjust claims held by it against other persons or parties and by other persons or parties against the Corporation.

(n) To take such actions as may be necessary or appropriate to carry out the powers and duties herein or hereafter specifically granted to or imposed upon it.

SEC. 5. The Corporation in carrying on the activities authorized by this Act shall utilize, to the extent practicable, the available services and facilities of other agencies and instrumentalities of the Federal Government or of the government of the Virgin Islands; and shall not engage in any undertaking which substantially duplicates an undertaking previously initiated and currently being prosecuted within the Virgin Islands by any such agency or instrumentality.

SEC. 6. (a) The Corporation is authorized to obtain money from the Treasury of the United States, for use in the performance of the powers and duties granted to or imposed upon it by law, not to exceed a total of \$9,000,000 outstanding at any one time. For this purpose appropriations not to exceed \$9,000,000 are hereby authorized to be made to a revolving fund in the Treasury. Advances shall be made to the Corporation from the revolving fund when requested by the Corporation. Not to exceed a total of \$2,750,000 shall be appropriated under any authority contained in this Act for the period ending June 30, 1951, comprising the fiscal years 1950 and 1951.

(b) As the Corporation repays the amounts thus obtained from the Treasury, the repayments shall be made to the revolving fund.

SEC. 7. (a) The Corporation is hereby authorized to use its funds, from whatever source derived, in the exercise of its corporate powers and functions: *Provided, however,* That the Corporation shall not undertake any new types of activities or major activities not included in the budget program submitted to the Congress pursuant to section 102 of the Government Corporation Control Act, except when authorized by legislation enacted by the Congress after said program is submitted, or except, when the Congress is not in session, upon finding made by the Corporation and approved by the President of the United States that an emergency exists which justifies the undertaking of new types of activities authorized by this Act, but not included in the budget program. Such finding and emergency action shall be reported to the Congress by the President, and appropriations for the expenses of such emergency action are hereby authorized.

(b) The Corporation shall pay into the Treasury as miscellaneous receipts interest on the advances from the Treasury provided for by section 6 (a) of this Act; on that part of the Government's investment represented by the value, at the time of transfer of the property and other assets transferred, less the liabilities assumed, pursuant to section 10 of this Act; and on the net value, as approved by the Director of the Bureau of the Budget, of any property and assets, the ownership of which hereafter may be transferred by the Government to the Corporation without cost, or for consideration clearly not commensurate with the value received. The Secretary of the Treasury shall deter-

59 Stat. 304.
5 U. S. C. § 947;
Supp. II, § 947 note.

Utilization of services of other agencies, etc.

Appropriations authorized.
Post, p. 875.

Use of funds.

Restriction.

59 Stat. 598a
31 U. S. C. § 847.

Report to Congress.

Payment of interest.

Post, p. 355.

mine the interest rate annually in advance, such rate to be calculated to reimburse the Treasury for its cost, taking into consideration the current average interest rate which the Treasury pays upon its marketable obligations.

Contribution to retirement and disability fund.

(c) The Corporation shall after June 30, 1949, contribute to the civil-service retirement and disability fund, on the basis of annual billings as determined by the Civil Service Commission, for the Government's share of the cost of the civil-service retirement system applicable to the corporation's employees and their beneficiaries. The Corporation shall also after June 30, 1949, contribute to the Employees' Compensation Fund, on the basis of annual billings as determined by the Federal Security Administrator for the benefit payments made from such fund on account of the Corporation's employees. The annual billings shall also include a statement of the fair portion of the cost of the administration of the respective funds, which shall be paid by the Corporation into the Treasury as miscellaneous receipts.

Appropriations authorized.
Post, p. 875.

SEC. 8. (a) Appropriations are hereby authorized for payment to the Corporation in the form of a grant, in such amounts as may be estimated in advance in the annual budget as necessary to cover losses to be sustained in the conduct of its activities which are included in the annual budget as predominantly revenue producing. The Corporation's annual budget program shall specifically set forth any loss sustained in excess of the grant previously made for the last completed fiscal year. Appropriations are hereby authorized for payment to the Corporation to cover such additional losses incurred.

General funds.

(b) Appropriations are also authorized for payment to the Corporation in the form of a grant, to be accounted for as general funds of the Corporation, in such amounts as may be necessary to meet expenses to be incurred for specific programs which are included in the annual budget as not predominantly of a revenue-producing character: *Provided, however*, That (1) in the case of activities of a predominantly non-revenue-producing character the expenses shall not exceed the amounts of the grants for these activities, and that (2) the funds granted under this subsection shall be expended only upon certification by a duly authorized certifying officer designated by the Corporation, and the responsibilities and liabilities of such certifying officer shall be fixed in the same manner as those of certifying officers under the Act of December 29, 1941 (55 Stat. 875), as amended (31 U. S. C. 82b-g).

Restrictions.

Applicability of excess funds payment.

(c) The Board of Directors shall have the power and duty to appraise at least annually its necessary working capital requirements and its reasonably foreseeable requirements for authorized plant replacement and expansion, and it shall pay into the Treasury of the United States any funds in excess thereof. Such payments shall be applied, first, to reduce the balance attributable to advances outstanding under section 6 (a) and, second, to the Government's investment represented by the value of the net assets transferred under section 10 of this Act and any subsequent similar investments by the Government in the Corporation.

Board of Directors.

SEC. 9. The management of the Corporation shall be vested in a Board of Directors consisting of seven members, including the Secretary of the Interior, the Secretary of Agriculture, the Chairman of the Reconstruction Finance Corporation, the Governor of the Virgin Islands, and three experienced businessmen who shall be appointed by the President of the United States.

Terms of office.

The Board shall select its Chairman. The appointed directors shall serve for a period of six years, except that (1) any director appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed, shall be appointed for the remainder of such term, and (2) the terms of office of the directors first taking office

after the date of enactment of this Act shall expire, as designated by the President at the time of appointment, one at the end of two years, one at the end of four years, and one at the end of six years, after the date of enactment of this Act. Qualifications of Board members shall include demonstrated ability, attachment to the public interest, impartiality, and diversified experience among its members. The Board shall be responsible for over-all policy making and general supervision. The Board shall meet at least quarterly, at least one of which meetings each year shall be held in the Virgin Islands. The Board of Directors shall act only by a majority vote of those present at a meeting attended by a quorum, and such quorum shall consist of four directors. Subject to the foregoing limitation, vacancies in the membership of the Board shall not affect its power to act. The directors shall receive no salary for their services on the Board, but under regulations and in amounts prescribed by the Board, with the approval of the President or his representative, may be paid by the Corporation reasonable per diem fees, and allowances in lieu of subsistence expenses, for attendance at meetings of the Board and for time spent on official service of the Corporation, and their necessary travel expenses to and from meetings or when upon such official service, without regard to the Travel Expense Act of 1949. The administrative functions shall be centered in a staff of full-time executive officers headed by a President appointed by the Board. The President shall be responsible to the Board for the execution of programs and policies adopted by the Board and for the day-to-day operations of the Corporation. Between meetings of the Board, the Chairman shall see that the Corporation faithfully executes the programs and policies adopted by the Board.

Meeting.

Ante, p. 166.
Administrative
functions.

SEC. 10. (a) There is hereby transferred to the Corporation the following property:

Transfer of property.

(1) All property—real, personal, and mixed—now operated by the Virgin Islands Company on behalf of the United States, except the property now operated by that Company for the Department of the Interior which was conveyed to that Department by revocable permit from the Navy Department under agreement dated January 1, 1948. The value of the property so transferred shall be fixed at the depreciated cost as of June 30, 1947, shown in schedule 1 of the Comptroller General's report on the audit of the Virgin Islands Company for the fiscal year ended June 30, 1947, adjusted for all changes from that date to the date of transfer, including depreciation at the rates set forth in said schedule 1.

(2) All the assets and property—real, personal and mixed, tangible and intangible—of the Virgin Islands Company. The value of the property so transferred shall be fixed at the value shown on the books of the Virgin Islands Company at the date of transfer, subject to any adjustment deemed necessary as a result of the audit required to be made by the Comptroller General under section 105 of the Government Corporation Control Act.

(3) All of the interest of the United States in the property known as Bluebeard's Castle Hotel situated in the island of Saint Thomas in the Virgin Islands. The value of the property so transferred shall be fixed at a value approved by the Director of the Bureau of the Budget.

Bluebeard's Castle
Hotel.

(b) The Corporation shall assume and discharge all of the liabilities of the Virgin Islands Company: *Provided, however*, That such liabilities shall not be deemed to include the balances of relief grants held by the Virgin Islands Company which are invested in the assets and property embraced by paragraph (a) (2) of this section, and such balances shall become part of the investment of the United States in the Corporation.

Liabilities.

SEC. 11. The Secretary of the Interior, the Under Secretary of the

Dissolution of Virgin
Islands Company.

Interior, and the Governor of the Virgin Islands, who are the stockholders of the Virgin Islands Company, a corporation created by ordinance of the Colonial Council for Saint Thomas and Saint John, Virgin Islands of the United States, are hereby authorized and directed to take such steps as may be appropriate to dissolve the said Virgin Islands Company.

SEC. 12. Section 5 of the Act of May 26, 1936 (49 Stat. 1372, 1373; 48 U. S. C., 1946 edition, sec. 1401d), is hereby amended to read as follows:

Payment in lieu of taxes.

"The Virgin Islands Corporation shall pay annually into the municipal treasuries of the Virgin Islands in lieu of taxes an amount equal to the amount of taxes which would be payable on the real property in the Virgin Islands owned by the Virgin Islands Corporation, if such real property were in private ownership and taxable, but the valuation placed upon such property for taxation purposes by the local taxing authorities shall be reduced to a reasonable amount by the designee of the President of the United States as provided in section 1 of the Virgin Islands Corporation Act if, after investigation, he finds that such valuation is excessive and unreasonable, and any such reduction in valuation, together with the findings on which it is based, shall not be reviewable by any court. The Virgin Islands Corporation shall also pay into the municipal treasuries of the Virgin Islands amounts equal to the amounts of any taxes of general application which a private corporation similarly situated would be required to pay into the said treasuries. Similar payments shall be made with respect to any property owned by the United States in the Virgin Islands which is used for ordinary business or commercial purposes, and the income derived from any property so used shall be available for making such payments: *Provided, however,* That the payments authorized by this section shall not include payments in lieu of income taxes, capital stock taxes, or franchise taxes."

Income, etc., taxes.

59 Stat. 597.
31 U. S. C., Supp.
II, § 846.

SEC. 13. Section 101 of the Government Corporation Control Act is hereby amended by striking out the words "The Virgin Islands Company" and inserting in lieu thereof the words "Virgin Islands Corporation".

Effective date.

SEC. 14. This Act shall become effective on June 30, 1949.

Short title.

SEC. 15. This Act may be cited as the "Virgin Islands Corporation Act".

Approved June 30, 1949.

[CHAPTER 286]

AN ACT

June 30, 1949
[H. R. 3083]
[Public Law 150]

Making appropriations for the Treasury and Post Office Departments and funds available for the Export-Import Bank and the Reconstruction Finance Corporation for the fiscal year ending June 30, 1950, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Treasury and Post
Office Departments
Appropriation Act,
1950.
Treasury Depart-
ment Appropriation
Act, 1950.

TITLE I—TREASURY DEPARTMENT

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Treasury Department for the fiscal year ending June 30, 1950, namely:

OFFICE OF THE SECRETARY

SALARIES

For personal services in the District of Columbia, \$750,000.

DAMAGE CLAIMS

For payment of claims pursuant to law (28 U. S. C. 2672), \$30,000.

62 Stat. 983.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106;
post, p. 747.

HEALTH SERVICE PROGRAMS

For health service programs, as authorized by law, in the District of Columbia, \$80,000: *Provided*, That other appropriations in this title shall be available for such programs in the field.

REFUNDS UNDER RENEGOTIATION ACT

For refunds under section 403 (a) (4) (D) (relating to the recomputation of the amortization deduction) and by the last sentence of section 403 (i) (3) (relating to excess inventories) of the Renegotiation Act; and to refund any amount finally adjudged or determined to have been erroneously collected by the United States pursuant to a unilateral determination of excessive profits, with interest thereon (at a rate not to exceed 4 per centum per annum) as may be determined by the War Contracts Price Adjustment Board, computed to the date of certification to the Treasury Department for payment: \$1,800,000: *Provided*, That to the extent refunds are made from this appropriation of excessive profits collected under the Renegotiation Act and retained by the Reconstruction Finance Corporation or any of its subsidiaries, the Reconstruction Finance Corporation or the appropriate subsidiary shall reimburse this appropriation: *Provided further*, That refunds made hereunder shall be based solely on the certificate of the War Contracts Price Adjustment Board or its duly authorized representatives.

58 Stat. 80.
50 U. S. C. app.
§ 1191 (a) (4) (D).
Post, p. 747.
58 Stat. 89.
50 U. S. C. app.
§ 1191 (i) (3).

56 Stat. 245.
50 U. S. C. app.
§ 1191; Supp. II, § 1191.
Ante, p. 280.

Basis of refunds.

DIVISION OF TAX RESEARCH

SALARIES

For personal services in the District of Columbia, \$135,000.

OFFICE OF GENERAL COUNSEL

SALARIES

For personal services in the District of Columbia, \$330,000.

SALARIES AND EXPENSES, OFFICE OF CONTRACT SETTLEMENT

For expenses necessary to carry out the provisions of the Contract Settlement Act of 1944, including contract stenographic reporting services, \$70,000.

58 Stat. 649; 62 Stat.
868.
41 U. S. C. §§ 101-
125; Supp. II, § 102 *et*
seq.; 18 U. S. C. § 590a;
Supp. II, § 3287 and
note.

OFFICE OF ADMINISTRATIVE SERVICES

SALARIES

For personal services in the District of Columbia, including the operating force of the Treasury, Liberty Loan, and Auditors' buildings, and annexes thereof, \$1,150,000.

MISCELLANEOUS EXPENSES

For necessary expenses of bureaus and offices of the Treasury Department, not otherwise provided for, including operation of the Treasury, Auditors', and Liberty Loan buildings and annexes thereof, printing and binding and purchase of materials for the use of the bookbinder located in the Treasury Department; \$325,000.

Operating expenses,
buildings.

FISCAL SERVICE

BUREAU OF ACCOUNTS

SALARIES AND EXPENSES

Post, p. 748.

For necessary expenses in the District of Columbia, including contract stenographic reporting services and printing and binding, \$1,550,000: *Provided*, That Federal Reserve banks and branches may be reimbursed for printing and binding and other necessary expenses incident to the deposit of withheld taxes in Government depositories pursuant to the Current Tax Payment Act of 1943.

57 Stat. 138.
26 U. S. C. § 1631.

SALARIES AND EXPENSES, DIVISION OF DISBURSEMENT

Post, p. 748.

Transfer of funds.

For necessary expenses of the Division of Disbursement, including personal services in the District of Columbia, and printing and binding, \$10,830,000: *Provided*, That with the approval of the Bureau of the Budget there may be transferred or advanced to this appropriation from Railroad Retirement Board, "Conservation and use of agricultural land resources, Department of Agriculture", and from available corporate funds of Government owned or controlled corporations, such sums as may be necessary to cover the expense incurred in performing the function of disbursement therefor.

RECOINAGE OF SILVER COINS

For reimbursement of the Treasurer of the United States for the difference between the face value of subsidiary silver coins of the United States and the amount the same will produce in new coins, \$150,000.

RELIEF OF THE INDIGENT, ALASKA

37 Stat. 728.

For relief of persons in Alaska (not to exceed 10 per centum of the receipts from licenses collected outside of incorporated towns in Alaska), as authorized by law (48 U. S. C. 41), \$20,000.

GOVERNMENT LOSSES IN SHIPMENT

5 U. S. C. §§ 134-
134h; 31 U. S. C.
§§ 732a, 753; Supp. II,
§ 528.

Fund for payment of Government losses in shipment (revolving fund): For the payment of losses in accordance with provisions of the Government Losses in Shipment Act, approved July 8, 1937 (50 Stat. 479-484), as amended, \$100,000.

REFUND OF MONEYS ERRONEOUSLY RECEIVED AND COVERED

48 Stat. 1231.

For meeting any expenditures of the character formerly chargeable to the appropriation accounts abolished under section 18 of the Permanent Appropriation Repeal Act of 1934 (31 U. S. C. 725q), and any other collections erroneously received and covered which are not properly chargeable to any other appropriation, such amounts as hereafter may be necessary.

PAYMENT OF CERTIFIED CLAIMS

For payment of claims (not to exceed \$500 in any case) which may be certified by the Comptroller General of the United States to be within the limits of, and chargeable against the balances of the respective appropriations which, after remaining unexpended, have been carried to the surplus fund, such amounts as hereafter may be necessary.

PAYMENTS OF UNCLAIMED MONEYS

For meeting any expenditures of the character formerly chargeable to the appropriation accounts abolished under section 17 of the Permanent Appropriation Repeal Act of 1934 (31 U. S. C. 725p), payable from the trust fund receipt account "Unclaimed moneys of individuals whose whereabouts are unknown", such amounts as hereafter may be necessary.

48 Stat. 1230.

BUREAU OF THE PUBLIC DEBT

ADMINISTERING THE PUBLIC DEBT

For necessary expenses connected with any public-debt operations authorized by the Second Liberty Bond Act, as amended (31 U. S. C. 760-762), and with the administration of any public debt or currency issues of the United States with which the Secretary of the Treasury is charged, including not to exceed \$4,415,000 for promoting the sale of savings bonds, \$52,000,000, to be expended as the Secretary of the Treasury may direct, and the Secretary is authorized to accept services without compensation: *Provided*, That Federal Reserve banks and branches may be reimbursed for expenditures as fiscal agents of the United States on account of public-debt transactions for the account of the Secretary of the Treasury, and advances to the Postmaster General may be made in accordance with the provisions of section 22 (e) of the Second Liberty Bond Act, as amended (31 U. S. C. 757c (e)): *Provided further*, That the indefinite appropriation provided by section 10 of said Act, as amended, shall not be available for obligation during the current fiscal year.

40 Stat. 288.
31 U. S. C. § 774 (2).Reimbursement of
Federal Reserve
banks.55 Stat. 8.
40 Stat. 292.
31 U. S. C. § 760.

DISTINCTIVE PAPER FOR UNITED STATES CURRENCY

For expenses necessary for distinctive paper for United States currency, including personal services and allowance, in lieu of expenses, not to exceed \$50 per month each when actually on duty, of officers detailed from the Treasury Department, \$1,450,000: *Provided*, That in order to foster competition in the manufacture of distinctive paper for United States securities, the Secretary of the Treasury is authorized, in his discretion, to split the award for such paper for the current fiscal year between the two bidders whose prices per pound are the lowest received after advertisement.

Division of award.

OFFICE OF THE TREASURER

SALARIES AND EXPENSES

For necessary expenses of the Office of the Treasurer, including printing and binding, \$5,450,000: *Provided*, That with the approval of the Bureau of the Budget, there may be transferred or advanced to this appropriation, from Railroad Retirement Board, "Conservation and use of agricultural land resources, Department of Agriculture," and from available corporate funds of Government owned or controlled corporations, such sums as may be necessary to cover the expenses incurred in the clearing of checks, servicing of bonds, handling of collections, and rendering of accounts therefor.

Post, p. 748.

Transfer of funds.

Ante, p. 297.

Ante, p. 341.

CONTINGENT EXPENSES, PUBLIC MONEYS

For the collection, safekeeping, transfer, and disbursement of the public money and securities of the United States, \$450,000.

BUREAU OF CUSTOMS

SALARIES AND EXPENSES

60 Stat. 1097.
5 U. S. C. § 133y-16
note.

46 Stat. 817.

46 Stat. 741.
Basis of overtime
compensation.

For expenses necessary for collecting the revenue from customs, enforcement of navigation laws under section 102, Reorganization Plan Numbered III of 1946, and of other laws enforced by the Bureau of Customs, and the detection and prevention of frauds, including not to exceed \$100,000 for the securing of information and evidence; transportation and transfer of customs receipts from points where there are no Government depositories; examination of estimates of appropriations in the field; not to exceed \$500 for newspapers; not to exceed \$100,000 for stationery; not to exceed \$12,000 for maintenance and improvement of buildings and sites, acquired under the Act of June 26, 1930 (19 U. S. C. 68); printing and binding; purchase of one hundred passenger motor vehicles for replacement only; expenses of seizure, custody, and disposal of property; arms and ammunition; not to exceed \$1,020,000 for personal services in the District of Columbia exclusive of ten persons from the field force authorized to be detailed under law (19 U. S. C. 1525); \$35,150,000.

Hereafter overtime compensation of customs officers and employees, as authorized by law, shall be based either on standard or daylight saving time, whichever is observed where the overtime services are performed.

REVOLVING FUND, BUREAU OF CUSTOMS

For establishing a revolving fund which shall be available, without fiscal year limitation exclusively for transfer to the appropriation for collecting the revenue from customs to cover obligations of the Bureau of Customs arising from authorized reimbursable services, pending reimbursement from parties in interest, \$300,000: *Provided*, That amounts so transferred shall be returned to the revolving fund not later than six months after the close of the fiscal year in which transferred.

REFUNDS AND DRAW-BACKS

For refund or payment of customs collections or receipts, and payment of debentures or draw-backs, bounties, and allowances, as authorized by law, such amounts as hereafter may be necessary.

BUREAU OF INTERNAL REVENUE

SALARIES AND EXPENSES

49 Stat. 879.

60 Stat. 810.

For necessary expenses in assessment and collection of internal-revenue taxes; administration of the internal-revenue laws; discharge of functions imposed upon the Commissioner of Internal Revenue by or pursuant to other laws; investigations concerning the enrollment or disbarment of practitioners before the Treasury Department in internal-revenue matters; and acquisition, operation, maintenance, and repair of property under title III of the Liquor Law Repeal and Enforcement Act (40 U. S. C. 304f-m), including personal services in the District of Columbia, and elsewhere; expenses, when specifically authorized by the Commissioner, of attendance at meetings of organizations concerned with internal-revenue matters; purchase (not to exceed one hundred and eighty-four for replacement only) and hire of passenger motor vehicles; printing and binding; examination of estimates of appropriations in the field; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and of expert witnesses at such rates as may be determined by the Commissioner of Internal

Revenue; not to exceed \$1,500,000 for stationery; expenses of seizure, custody, and disposal of property; purchase of chemical analyses and expenses of testimony thereon; ammunition; securing of information and evidence; and not to exceed \$500,000 for detecting and bringing to trial persons guilty of violating the internal-revenue laws or conniving at the same, as authorized by law (26 U. S. C. 3792); \$226,300,000: *Provided*, That the amount for personal services in the District of Columbia shall not exceed \$17,509,000.

Detection and prosecution of violators.

53 Stat. 467.
Post, p. 669.

ADDITIONAL INCOME TAX ON RAILROADS IN ALASKA

For the payment to the Treasurer of Alaska of an amount equal to the tax of 1 per centum collected on the gross annual income of all railroad corporations doing business in Alaska, on business done in Alaska, which tax is in addition to the normal income tax collected from such corporations on net income, the amount of such additional tax to be applicable to general Territorial purposes, \$10,000.

BUREAU OF NARCOTICS

SALARIES AND EXPENSES

For expenses necessary to enforce sections 2550–2565; 2567–2571; 2590–2603; 3220–3228; 3230–3238 of the Internal Revenue Code; the Narcotic Drugs Import and Export Act, as amended (21 U. S. C. 171–184); the Act of June 14, 1930 (5 U. S. C. 282–282c and 21 U. S. C. 197–198) and the Opium Poppy Control Act of 1942 (21 U. S. C. 188–188n), including personal services in the District of Columbia; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of chemical analyses and testimony thereon; expenses of seizure, custody, and disposal of property; hire of passenger motor vehicles; arms and ammunition; not to exceed \$10,000 for the collection and dissemination of information and appeal for law observance and law enforcement, including cost of printing; securing of information and evidence; and not to exceed \$10,000 for services or information looking toward the apprehension of narcotic law violators who are fugitives from justice; \$1,610,000.

53 Stat. 269–283, 382–387.

26 U. S. C. § 2550 *et seq.*; Supp. II, § 3228 note.

35 Stat. 614; 46 Stat. 585.

56 Stat. 1045.
21 U. S. C., Supp. II, § 188j note.

60 Stat. 810.

Dissemination of information, etc.

Apprehension of narcotic law violators.

BUREAU OF ENGRAVING AND PRINTING

SALARIES AND EXPENSES

For expenses necessary for engraving and printing (exclusive of repay work), United States currency and internal-revenue stamps, opium orders and special-tax stamps required under the Act of December 17, 1914 (26 U. S. C. 1040, 1383), checks, drafts, and miscellaneous work, including the Director, two Assistant Directors, and other personal services in the District of Columbia; wages of rotary press plate printers at per diem rates and all other plate printers at piece rates to be fixed by the Secretary of the Treasury, such rates not to exceed those usually paid for such work; engravers', printers', and other materials, including distinctive and nondistinctive paper not otherwise specifically provided for; purchase of card and continuous form checks; equipment of, repairs to, and maintenance of buildings and grounds and minor alterations to buildings; not to exceed \$500 for periodicals, examples of engraving and printing, including foreign securities and stamps, and books of reference; not to exceed \$1,500 for travel; printing and binding; and not to exceed \$15,000 for transfer to the Bureau of Standards for scientific investigations; \$15,660,000: *Provided*, That during the current fiscal year proceeds derived from work performed by direction of the Secretary of the Treasury but not

Post, p. 362.

38 Stat. 785.
26 U. S. C. §§ 2550, 3220 notes.

Materials.

Scientific investigations.

Crediting of proceeds from work.

24 Stat. 227.

covered in this appropriation, instead of being covered into the Treasury as miscellaneous receipts as provided by the Act of August 4, 1886 (31 U. S. C. 176), shall be credited to this appropriation.

SECRET SERVICE DIVISION

SALARIES AND EXPENSES

Protection of the
President, etc.

For expenses necessary in detecting, arresting, and delivering into other custody dealers and pretended dealers in counterfeit money, persons engaged in counterfeiting, forging, and altering United States notes, bonds, national bank notes, Federal Reserve notes, Federal Reserve bank notes, and other obligations and securities of the United States and of foreign governments (including endorsements thereon and assignments thereof), as well as the coins of the United States and of foreign governments, and persons committing other crimes against the laws of the United States relating to the Treasury Department and the several branches of the public service under its control, and for the protection of the person of the President and the members of his immediate family and of the person chosen to be President of the United States, including personal services in the District of Columbia; purchase (not to exceed fifteen) and hire of passenger motor vehicles; printing and binding; arms and ammunition; and not to exceed \$15,000, with the approval of the Chief of the Secret Service, for services or information looking toward the apprehension of criminals; \$1,925,000.

SALARIES AND EXPENSES, WHITE HOUSE POLICE

For necessary expenses, including personal services, uniforms and equipment, and arms and ammunition, purchases to be made in such manner as the President may determine, \$370,000.

SALARIES AND EXPENSES, GUARD FORCE

Transfer of funds.

Ante, p. 361.

Supervisors.

For necessary expenses of the guard force for Treasury Department buildings in the District of Columbia, including the Bureau of Engraving and Printing, and elsewhere, including purchase, repair, and cleaning of uniforms; arms and ammunition; \$700,000: *Provided*, That not to exceed \$193,015 of the appropriation "Salaries and expenses, Bureau of Engraving and Printing", may be advanced to this appropriation to cover service rendered such Bureau which is not covered in the direct appropriations for such Bureau: *Provided further*, That the Secretary of the Treasury may detail two agents of the Secret Service to supervise such force.

CONTRIBUTION FOR ANNUITY BENEFITS

Reimbursement to
D. C. for certain
benefit payments.

D. C. Code § 4-508.

D. C. Code § 4-508.

For reimbursement to the District of Columbia on a monthly basis for benefit payments made from the revenues of the District of Columbia to members of the White House Police force and such members of the United States Secret Service Division as are entitled thereto under the Act of October 14, 1940 (54 Stat. 1118), to the extent that such benefit payments are in excess of the salary deductions of such members credited to said revenues of the District of Columbia during the current fiscal year, pursuant to section 12 of the Act of September 1, 1916 (39 Stat. 718), as amended, \$84,600.

BUREAU OF THE MINT

SALARIES AND EXPENSES

For necessary expenses at the mints at Philadelphia, Pennsylvania, San Francisco, California, and Denver, Colorado; the assay offices at New York, New York, and Seattle, Washington; the bullion depositories at Fort Knox, Kentucky, and West Point, New York; and the Office of the Director of the Mint, and for carrying out the provisions of the Gold Reserve Act of 1934 and the Silver Purchase Act of 1934, including personal services in the District of Columbia, printing and binding, arms and ammunition, purchase and maintenance of uniforms and accessories for guards, cases and enameling for medals manufactured, net wastage in melting and refining and in coining departments, loss on sale of sweeps arising from the treatment of bullion and the manufacture of coins, not to exceed \$1,000 for the expenses of the annual assay commission, and not to exceed \$1,000 for acquisition, at the dollar face amount or otherwise, of specimen and rare coins, including United States and foreign gold coins and pieces of gold used as, or in lieu of, money, and ores, for addition to the Government's collection; \$4,800,000.

48 Stat. 337, 1178.
31 U. S. C. §§ 440,
448.

Annual assay com-
mission.

BUREAU OF FEDERAL SUPPLY

SALARIES AND EXPENSES

For necessary expenses, including personal services in the District of Columbia, printing and binding, services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and attendance at meetings of organizations of concern to the work of the Bureau, \$1,450,000: *Provided*, That the general supply fund shall be available for (1) procurement for non-Federal agencies for which a Federal agency is authorized to procure; (2) purchase from or through the Public Printer of standard forms and blankbook work for field warehouse stocking and issue, such issues to be chargeable to applicable appropriations and to be reported as the Public Printer may require; (3) printing and binding, purchase of ten passenger motor vehicles for replacement only, and attendance at meetings of organizations of concern to the operation of the general supply fund; and (4) reconditioning and repair of supplies for Government service: *Provided further*, That payments to the general supply fund may be made (1) in advance; (2) by transfer and counter warrants based on itemized invoices at issue prices fixed by the Director; and (3) by vouchers certified by the requisitioning agency on the basis of the Bureau's billing, subject to later adjustment if necessary, and in such cases the certifying officer shall be responsible only for the availability of the funds charged: *Provided further*, That when functions are transferred to the Bureau of Federal Supply, transfers may be made from applicable appropriations or funds to the Bureau of Federal Supply of amounts approved by the Bureau of the Budget as necessary for the proper performance of the functions transferred, including personal services: *Provided further*, That after June 30, 1949, the proceeds of sale of surplus property by the Bureau of Federal Supply shall be covered into the Treasury as miscellaneous receipts, except where reimbursement to an appropriation or fund is authorized by law.

60 Stat. 810.

Availability of gen-
eral supply fund.

Payments to gen-
eral supply fund.

Transfers of func-
tions and funds.

Proceeds from sale
of surplus property.

During the current fiscal year, no part of any money appropriated in this or any other Act shall be used during any quarter of such fiscal year to purchase typewriting machines (except bookkeeping and billing machines) at a price which exceeds 90 per centum of the lowest

Price of typewriting
machines.

net cash price, plus applicable Federal excise taxes, accorded the most-favored customer (other than the Government, the American National Red Cross, and the purchasers of typewriting machines for educational purposes only) of the manufacturer of such machines during the six-month period immediately preceding such quarter.

Purchase of typewriting machines.

Survey, etc., of surplus typewriters.

No part of any money appropriated by this or any other Act for any agency of the executive branch of the Government (which shall include all departments, independent establishments, and wholly owned Government corporations) shall be used during the current fiscal year for the purchase within the continental limits of the United States of any typewriting machines (except typewriting machines for veterans under public laws administered by the Veterans' Administration) unless the Director of the Bureau of Federal Supply certifies that he is unable to furnish such agency with suitable typewriting machines out of stock on hand. The Director of the Bureau of Federal Supply is authorized and directed at such times as he may determine to be necessary to survey and determine the numbers and kinds of typewriting machines located in the continental limits of the United States which are at any time surplus to the requirements of any agency in the executive branch of the Government (which shall include all departments, independent establishments, and wholly owned Government corporations). Upon such determination, the Director of the Bureau of Federal Supply is authorized to direct, upon such notice and in such manner as he may prescribe, the head of any such agency to surrender to the Bureau of Federal Supply any and all typewriting machines surplus to its requirements, the costs of packing, shipping, and handling thereof to be charged to the general supply fund. Each such agency shall furnish the Director of the Bureau of Federal Supply such information regarding typewriting machines, wherever located, as he may from time to time request. The Bureau of Federal Supply is authorized and directed to receive, hold, sell, exchange, or supply to any branch of the Government, including the District of Columbia, typewriting machines surrendered to it hereunder. The Director of the Bureau of Federal Supply is authorized to charge each agency to which typewriting machines are supplied hereunder amounts equal to the fair value thereof, as determined by him, and such amounts shall be credited to the general supply fund.

GENERAL SUPPLY FUND

45 Stat. 1342.
41 U. S. C., Supp.
II, § 7c note.
Post, p. 401.

To increase the general supply fund established by the Act of February 27, 1929, as amended (41 U. S. C. 7c), \$479,803.93.

NET RENEGOTIATION REBATES

58 Stat. 80.
50 U. S. C. app.
§ 1191 (a) (4) (D).

For necessary expenses in connection with the processing and determination of net renegotiation rebates under section 403 (a) (4) (D) of the Renegotiation Act, including personal services in the District of Columbia, \$125,000.

STRATEGIC AND CRITICAL MATERIALS

60 Stat. 596.
50 U. S. C. §§ 98-
98h; Supp. II, § 98
note.
Ante, p. 350.
60 Stat. 810.

For necessary expenses in carrying out the provisions of the Strategic and Critical Materials Stock Piling Act of July 23, 1946, including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of fifteen passenger motor vehicles; and printing and binding; \$525,000,000, to be immediately available and to remain available

until expended, of which \$250,000,000 is for liquidation of obligations incurred pursuant to authority heretofore granted under this head; and in addition to the amount herein appropriated, contracts may be entered into for the purposes of the said Act of July 23, 1946, in an amount not in excess of \$250,000,000: *Provided*, That any funds received as proceeds from sale or other disposition of materials on account of the rotation of stocks under said Act shall be deposited to the credit, and be available for expenditure for the purposes, of this appropriation: *Provided further*, That during the current fiscal year, there shall be no limitation on the value of surplus strategic and critical materials which, in accordance with subsection 6 (a) of the Act of July 23, 1946 (60 Stat. 598), may be transferred to stock piles established in accordance with said Act.

Liquidation of obligations.

60 Stat. 596.
50 U. S. C. §§ 98-98h;
Supp. II, § 98 note.
Ante, p. 350.

Transfer of surplus material.

50 U. S. C. § 98e (a).

COAST GUARD

SALARIES, OFFICE OF THE COMMANDANT

For personal services at the seat of Government, \$2,500,000.

PAY AND ALLOWANCES

For pay and allowances prescribed by law for commissioned officers, cadets, warrant officers, petty officers, and other enlisted personnel, on active duty, and six civilian instructors; not exceeding \$10,000 for cash prizes for men for excellence in boatmanship, gunnery, target practice, and engineering competitions; transportation of dependents of Coast Guard personnel on active duty and retired and Reserve officers and of retired and Reserve enlisted personnel, of grades entitled to transportation of dependents in the Regular Coast Guard, when ordered to active duty (other than training) and upon relief therefrom; carrying out the provisions of the Act of June 4, 1920 (34 U. S. C. 943); not to exceed \$32,200 for cost of instruction of officers at non-Federal institutions, including books, laboratory equipment and fees, school supplies, and maintenance of students; motion-picture and other equipment for instructional purposes; rations or commutation thereof for cadets, petty officers, other enlisted personnel, members of the Coast Guard Auxiliary when assigned specific duties under the provisions of section 8, Act of February 19, 1941, as amended (14 U. S. C. 267), working parties in the field, and officers and crews of light vessels and tenders (14 U. S. C. 135); mileage and expenses allowed by law for officers, including per diem rates of allowance, and the Secretary is hereby authorized to prescribe per diem rates of allowance for Public Health Service officers detailed to the Coast Guard as authorized for Coast Guard officers; traveling expenses of other persons traveling on duty under orders from the Treasury Department, including transportation of cadets, enlisted personnel, and applicants for enlistment, with subsistence and transfers en route, or cash in lieu thereof; transportation in kind and subsistence to discharged cadets; uniform clothing for enlisted men as provided by law (14 U. S. C. 13); clothing for enlisted personnel authorized by law; civilian clothing, including an overcoat when necessary, the cost of all not to exceed \$30 per person to enlisted personnel given discharges for bad conduct, undesirability, unsuitability, or inaptitude; reimbursement in kind or in cash as authorized by law to persons in the Coast Guard for personal property lost, destroyed, or damaged; actual expenses of officers and cadets and quarters and subsistence of enlisted personnel on shore patrol, emergency shore detail and other detached duty, or cash in lieu thereof; hire of quarters for officers serving with

Cash prizes.

Transportation of dependents.

41 Stat. 824.
34 U. S. C., Supp. II,
§ 943 note.

55 Stat. 10.
Post, p. 564.
54 Stat. 243.
Post, p. 564.

Per diem rates for PHS officers.

Traveling expenses.

30 Stat. 604.
Post, p. 562.

Hire of quarters.

troops where sufficient quarters are not possessed by the United States to accommodate them; hire of quarters for Coast Guard personnel comparable to quarters assignable on a capital ship of the Navy, as authorized by the Secretary to meet emergency conditions, including officers and men on sea duty at such times as they may be deprived of their quarters on board ship due to repairs or other conditions which may render them uninhabitable: *Provided*, That under this authorization no funds may be expended for the hire of quarters for occupancy by the dependents of officers or enlisted personnel; expenses of recruiting for the Coast Guard; advertising for and obtaining enlisted personnel and applicants for appointment as cadets; training of enlisted personnel, including textbooks, school supplies, and correspondence courses; transfer of household goods and effects of Coast Guard and Coast Guard Reserve personnel on active duty and when ordered to active duty and upon relief therefrom, and the transfer of household goods and effects of deceased Coast Guard and Coast Guard Reserve personnel who die while on active duty, as prescribed by law and regulations; purchase of provisions for sale to Coast Guard personnel at isolated stations, and the appropriation reimbursed; and including not to exceed \$190,000 for recreation, amusement, comfort, contentment, and health of the enlisted personnel of the Coast Guard, to be expended pursuant to regulations prescribed by the Secretary; apprehension and delivery of deserters and stragglers (14 U. S. C. 147); \$76,250,000: *Provided*, That no part of this appropriation shall be used (1) to pay any enlisted man of the Coast Guard while detailed for duty at Coast Guard headquarters if such detail increases above thirty the total number of enlisted men detailed to such duty at any time, or (2) for increased pay for making aerial flights by nonflying officers or observers at rates in excess of those prescribed by law for the Air Force, which shall be the legal maximum rates as to such nonflying officers or observers.

Restriction.

Recruiting.

Transfer of household goods.

Provisions for sale at isolated stations.

Apprehension of deserters, etc.
34 Stat. 201.
Post, p. 562.
Restrictions.

RETIRED PAY

For retired pay for commissioned officers, warrant officers, enlisted personnel, for certain members of the former Life Saving Service authorized by the Act approved April 14, 1930 (14 U. S. C. 178a), and for certain officers and employees entitled thereto by virtue of former employment in the Lighthouse Service engaged in the field service or on vessels of the Coast Guard except persons continuously employed in district offices and shops (33 U. S. C. 763, 765), \$13,134,000.

46 Stat. 164.
14 U. S. C., Supp. II,
§ 178a.
Post, p. 563.

40 Stat. 608; 43 Stat.
1261.

GENERAL EXPENSES

For expenses necessary for the operation and maintenance of the Coast Guard ashore and afloat, except as specifically provided for in other appropriations, including personal services; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); printing and binding; purchase of not to exceed thirty-one passenger motor vehicles for replacement only, and maintenance, operation, and repair of aircraft; improvement of property for Coast Guard purposes, including rental, purchase, or use of additional land where necessary and the purchase of land for beacons, daymarks, and fog signals; subsistence and clothing for shipwrecked and destitute persons, including reimbursement, under rules prescribed by the Secretary, of Coast Guard personnel who furnish from their personal stock subsistence and clothing to such persons (33 U. S. C. 749); for payment of claims authorized under the Act of December 28, 1945, as amended (31 U. S. C. 222g); examination of estimates of appropriations in the field; not to exceed \$2,500 for contingencies for the

60 Stat. 810.

37 Stat. 239.
Post, p. 562.
60 Stat. 56.
Post, p. 565.

Coast Guard Academy, contingencies.

Superintendent, United States Coast Guard Academy, to be expended in his discretion (14 U. S. C. 15k); payment of rewards for the apprehension and conviction, or for information helpful therein, of persons found interfering in violation of law with aids to navigation maintained by the Coast Guard (14 U. S. C. 50c); \$39,400,000: *Provided*, That the number of aircraft on hand at any one time shall not exceed one hundred and ten exclusive of planes and parts stored to meet future attrition.

53 Stat. 582.
Post, p. 564.
Payment of rewards.

60 Stat. 857.
Post, p. 565.
Restriction on aircraft.

CIVILIAN EMPLOYEES

For personal services in the field, not otherwise provided for, including per diem labor, \$4,400,000.

The Secretary of the Treasury may transfer funds between the foregoing appropriations for the Coast Guard, but no appropriation shall be either increased or decreased more than 5 per centum by such transfers.

Transfer of funds.

The capital of the Coast Guard supply fund shall be increased by the value of commissary provisions and uniform clothing on hand on July 1, 1949, and thereafter, under regulations prescribed by the Secretary, the Coast Guard supply fund shall be charged with the cost of procurement and credited with the value of provisions consumed or sold, and the value of issues and sales of clothing, such values to be determined on a basis which will not increase the capital of the fund.

Increase of capital of supply fund.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

For establishing and improving aids to navigation; the purchase or construction of additional and replacement vessels and their equipment; the purchase of aircraft and their equipment; the construction, rebuilding, or extension of shore facilities, including the acquisition of sites and improvements thereon when specifically approved by the Secretary; and for expenditures directly relating thereto, including personal services at the seat of government; \$10,000,000, to remain available until expended.

SEC. 102. No part of any appropriation or authorization in this Act shall be used to pay any part of the salary or expenses of any person whose salary or expenses are prohibited from being paid from any appropriation or authorization in any other Act.

Payment of salary, etc., restriction.

SEC. 103. This title may be cited as the "Treasury Department Appropriation Act, 1950".

Short title.

TITLE II—POST OFFICE DEPARTMENT

Post Office Department Appropriation Act, 1950.

The following sums are appropriated in conformity with 5 United States Code 361, 380; 39 United States Code 786, for the Post Office Department for the fiscal year ending June 30, 1950, namely:

DEPARTMENTAL SERVICE

SALARIES

For personal services in the District of Columbia in bureaus and offices, as follows:

Office of the Postmaster General, including a health service program as authorized by law, \$437,100.

Post, p. 981.

Office of Budget and Administrative Planning, \$132,300.

Office of the First Assistant Postmaster General, \$1,297,000.

Office of the Second Assistant Postmaster General, \$1,255,000, including \$160,000 available only for temporary personal services in the District of Columbia, and services as authorized by section 15 of

Post, p. 877.

60 Stat. 810.

the Act of August 2, 1946 (5 U. S. C. 55a), in connection with rate hearings before the Interstate Commerce Commission.

Office of the Third Assistant Postmaster General, \$1,490,000.

Office of the Fourth Assistant Postmaster General, \$907,000.

60 Stat. 810.

Office of the Solicitor, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$302,600.

Office of the Chief Inspector, \$440,000.

Office of the Purchasing Agent, \$98,000.

Bureau of Accounts, \$556,000.

CONTINGENT EXPENSES

For necessary contingent and miscellaneous expenses not otherwise provided for; printing and binding for the departmental and field services; purchase and exchange of lawbooks and books of reference; newspapers; and not to exceed \$10,500 for travel expenses of the purchasing agent and of the solicitor and personnel connected with those offices; \$2,800,000.

FIELD SERVICE

OFFICE OF THE POSTMASTER GENERAL

TRAVEL AND MISCELLANEOUS EXPENSES

Post, p. 982.

For travel and miscellaneous expenses in the field service, offices of the Postmaster General and Assistant Postmasters General, \$3,000.

DAMAGE CLAIMS

For payment of claims for damages, current and prior fiscal years, pursuant to law (28 U. S. C. 2672; 31 U. S. C. 224c), \$450,000.

62 Stat. 983; 48 Stat. 1207.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106;
post, p. 982.

ADJUSTED LOSSES

For payments or credits to postmasters and to mail clerks and assistant mail clerks of the Army, Navy, Air Force, and Coast Guard, of amounts ascertained to have been lost or destroyed during the current or prior fiscal years through unavoidable casualty, as authorized by law (39 U. S. C. 49), \$75,000.

22 Stat. 29.
39 U. S. C., Supp. II, § 49 note.

OFFICE OF THE CHIEF INSPECTOR

INSPECTORS

For personal services of fifteen inspectors in charge of divisions and eight hundred inspectors, \$4,780,000.

MISCELLANEOUS EXPENSES, INSPECTION SERVICE

Post, p. 982.

For necessary travel and miscellaneous expenses incurred in the operation of the inspection service, including not to exceed \$27,600 for chemical and other investigations, \$958,000.

CLERKS, INSPECTION SERVICE

For personal services of three hundred and eighty-nine clerks in the inspection service, \$1,333,000.

REWARDS

For payment of rewards for the detection, arrest, and conviction of post office burglars, robbers, highway mail robbers, and persons mailing or causing to be mailed any bomb, infernal machine, or mechanical, chemical, or other device or composition which may ignite, or explode,

current and prior fiscal years, \$55,000: *Provided*, That rewards may be paid in the discretion of the Postmaster General, when an offender of the classes mentioned was killed in the act of committing the crime or in resisting lawful arrest: *Provided further*, That no part of this sum shall be used to pay any rewards at rates in excess of those specified in Post Office Department Order 36844, dated March 12, 1948: *Provided further*, That of the amount herein appropriated not to exceed \$20,000 may be expended in the discretion of the Postmaster General, for the purpose of securing information concerning violations of the postal laws and for services and information looking toward the apprehension of criminals.

Death of offender.

Limitation.

Securing of information.

OFFICE OF THE FIRST ASSISTANT POSTMASTER GENERAL

POSTMASTERS

For personal services of postmasters, including persons who, pending the designation of an acting postmaster, assume and perform the duties of postmaster in the event of a vacancy in the office of postmaster of the third or fourth class, and persons who perform the duties for postmasters of the fourth class absent on sick or annual leave or leave without pay, and for allowances for rent, light, fuel, and equipment to postmasters of the fourth class, \$104,000,000.

ASSISTANT POSTMASTERS

For personal services of assistant postmasters at first- and second-class offices, \$15,000,000.

CLERKS, FIRST- AND SECOND-CLASS OFFICES

For personal services of clerks and employees at first- and second-class offices, including auxiliary clerk hire at summer and winter offices, printers, mechanics, skilled laborers, watchmen, messengers, mail handlers, and substitutes; and a health service program as authorized by law, \$629,000,000.

CONTRACT STATION SERVICE

For contract station service, \$3,700,000.

SEPARATING MAILS

For separating mails at fourth-class offices, \$180,000.

UNUSUAL CONDITIONS

For unusual conditions at post offices, \$25,000.

CLERKS, THIRD-CLASS OFFICES

For personal services of clerks at third-class offices, \$33,250,000.

MISCELLANEOUS ITEMS, FIRST- AND SECOND-CLASS OFFICES

For personal services and expenses necessary for the operation and protection of offices of the first and second classes, not otherwise provided for, \$4,625,000.

VILLAGE DELIVERY SERVICE

For personal services and expenses necessary for the operation of village delivery service in towns and villages having offices of the

second or third class, and in communities adjacent to cities having city delivery, \$375,000.

DETROIT RIVER SERVICE

For Detroit River postal service, \$12,500.

CARFARE AND BICYCLE ALLOWANCE

For carfare and bicycle allowance, including special delivery carfare, cost of transporting carriers by privately owned automobiles to and from their routes, at rates not exceeding regular streetcar or bus fare, and purchase, maintenance, and exchange of bicycles, \$3,300,000.

CITY DELIVERY CARRIERS

For personal services of carriers in the city delivery service, and employees in the United States official mail and messenger service, \$393,000,000.

SPECIAL DELIVERY SERVICE

For personal services of and fees to special delivery messengers, \$16,500,000.

RURAL DELIVERY SERVICE

For personal services of rural carriers, auxiliary carriers, substitutes for rural carriers on annual and sick leave, clerks in charge of rural stations, tolls and ferriage, and necessary expenses of the rural delivery service, \$153,500,000, of which not less than \$200,000 shall be available for extensions and new service.

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

STAR ROUTE SERVICE

Post, p. 877.

For inland transportation by star routes, \$31,000,000.

POWERBOAT SERVICE

For inland transportation by powerboat routes, \$2,250,000.

RAILROAD AND MESSENGER SERVICE

For inland transportation by railroad routes and for mail messenger service, \$222,708,000: *Provided*, That separate accounts shall be kept of the amount expended for mail messenger service.

SALARIES, RAILWAY MAIL SERVICE

Post, p. 746.

For personal services of fifteen general superintendents, fifteen assistant general superintendents, four assistant general superintendents at large, one hundred and twenty district superintendents, one hundred and twenty assistant district superintendents, and other employees in the railway mail service, \$128,750,000.

TRAVEL, RAILWAY MAIL SERVICE

For travel allowance of the railway mail service, including travel expenses of departmental officials and employees of the railway mail service, \$8,150,000.

MISCELLANEOUS EXPENSES, RAILWAY MAIL SERVICE

For necessary expenses of the railway mail service not otherwise provided for, \$650,000.

ELECTRIC CAR SERVICE

For electric car service, \$175,000.

Post, p. 982.

FOREIGN MAIL TRANSPORTATION

For transportation of foreign mails, except by aircraft, \$11,500,000: *Provided*, That not to exceed \$2,000 is hereby made available for expenses of delegates designated by the Postmaster General to The Executive and Liaison Commission and the Transit Commission of the Universal Postal Union, to be expended in the discretion of the Postmaster General and accounted for solely on his certificate.

Attendance at certain conferences.

AMOUNTS DUE FOREIGN COUNTRIES

For payment of amounts due foreign countries for transportation and handling of mails of United States origin, current and prior fiscal years, \$10,000,000.

INDEMNITIES, INTERNATIONAL MAIL

For payment of limited indemnity for the injury or loss of international mail in accordance with convention, treaty, or agreement stipulations, current and prior fiscal years, \$50,000.

FOREIGN AIR MAIL SERVICE

For expenses necessary for transportation of foreign mails by aircraft, as authorized by law, \$45,308,000.

Post, p. 982.

DOMESTIC AIR MAIL SERVICE

For expenses necessary for the inland transportation of mail by aircraft, as authorized by law, including not to exceed \$225,000 for personal services at field headquarters, \$41,753,000.

Post, pp. 746, 982.

OFFICE OF THE THIRD ASSISTANT POSTMASTER GENERAL

STAMPS AND STAMPED PAPER

For manufacture and distribution of stamps and stamped paper, including not to exceed \$33,000 for personal services of employees and other necessary expenses of the United States Stamped Envelope Agency, \$11,000,000.

U. S. Stamped Envelope Agency.

INDEMNITIES, DOMESTIC MAIL

For payment of indemnity for the injury or loss of domestic registered, insured, and collect-on-delivery mail, and for failure to remit collect-on-delivery charges, current and prior fiscal years, \$4,250,000.

UNPAID MONEY ORDERS

For payment of domestic money orders after one year from the last day of the month of issue of such orders, such amounts as hereafter may be necessary.

OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

SUPPLIES AND EQUIPMENT

For the purchase, manufacture, repair, and installation of necessary miscellaneous equipment and supplies for the field service not otherwise provided for; not to exceed \$1,500 for the purchase of atlases and

Labor-saving devices.

geographical and technical works; not to exceed \$239,000 for personal services, including seventeen traveling mechanics; rental of canceling machines and motors, mechanical mail-handling apparatus, and other labor-saving devices; and travel expenses; \$11,300,000, of which \$750,000 shall be available exclusively for the development, manufacture, and purchase of modern mechanical postal devices to improve and facilitate mail handling, financial operations, and other postal functions: *Provided*, That the Postmaster General may authorize the sale to the public of post-route maps and rural-delivery maps at the cost of printing and 10 per centum thereof added.

Sale of maps.

EQUIPMENT SHOPS

Distinctive equipment.

For purchase, manufacture, and repair of mail bags and other equipment for the field service not otherwise provided for; and for expenses necessary for the operation, maintenance, and protection of the mail-equipment-shops building, grounds, and equipment, including not to exceed \$1,510,000 for personal services in the District of Columbia and a health-service program as authorized by law; \$19,000,000, of which not to exceed \$15,000 shall be available for the purchase of material and the manufacture in the equipment shops of such small quantities of distinctive equipment as may be required by other executive departments.

RENT, FUEL, AND UTILITY SERVICES

For rent, light, power, fuel, and water, for first-, second-, and third-class offices, and the cost of advertising for lease proposals for such offices, \$17,200,000.

PNEUMATIC TUBE SERVICE

32 Stat. 114; 35 Stat. 412; 42 Stat. 661.

For rental of not to exceed twenty-eight miles of pneumatic tubes, personal services, communication service, electric power, and other expenses for transmission of mail in the city of New York including the Borough of Brooklyn; and for rental of not to exceed two miles of pneumatic tubes, not including personal services and power in operating the same, for the transmission of mail in the city of Boston, Massachusetts; \$775,000: *Provided*, That the Acts of April 21, 1902, May 27, 1908, and June 19, 1922 (39 U. S. C. 423), relating to contracts for the transmission of mail by pneumatic tubes or other similar devices shall not be applicable to the city of New York, and the provisions not inconsistent herewith of the Acts of April 21, 1902, and May 27, 1908 (39 U. S. C. 423), shall be applicable to the city of Boston.

VEHICLE SERVICE

Post, p. 982.

Housing of vehicles.

Maintenance, restriction.

For the hire, purchase, maintenance, repair, and operation of vehicles, including tractors and trailer trucks, for use in the collection, transportation, delivery, and supervision of the mail, including the repair of vehicles owned by, or under the control of, units of the National Guard and departments and agencies of the Federal Government where repairs are made necessary because of utilization of such vehicles in the field service; rental of garage facilities; lease of quarters not exceeding a term of ten years for the housing of Government-owned vehicles, and personal services in the motor vehicle service, \$51,500,000, of which \$5,631,000 shall be available exclusively for the purchase of trucks, including tractors and trailers: *Provided*, That no part of this appropriation shall be expended for maintenance or repair of vehicles for use in connection with administrative work in the departmental service.

TRANSPORTATION OF EQUIPMENT AND SUPPLIES

For the transportation and delivery of equipment, materials, and supplies for the departmental and field services by freight, express, or motor transportation, and other incidental expenses, \$900,000.

SALARIES, CUSTODIAL SERVICE

For personal services in the custodial service, \$52,800,000.

SUPPLIES, PUBLIC BUILDINGS

For necessary miscellaneous articles, services and supplies, including transportation thereof, required for the operation of completed and occupied public buildings and grounds operated by the Post Office Department, \$8,150,000, which shall not be available for personal services except for work done by contract, or for temporary job labor under exigency not exceeding at one time the sum of \$250 at any one building: *Provided*, That the Postmaster General is authorized to contract for telephone service in public buildings under his administration by means of telephone switchboards or equivalent telephone switching equipment jointly serving in each case two or more governmental activities, where he determines that joint service is economical and in the interest of the Government, and to secure reimbursement for the cost of such joint service from available appropriations for telephone expenses of the bureaus and offices receiving the same.

Personal services,
limitation.

Telephone service.

EQUIPMENT, PUBLIC BUILDINGS

For the procurement, including transportation, of furniture, carpets, safes, safe and vault protective devices, and repairs of same, for use in public buildings which are now, or may hereafter be, operated by the Post Office Department, \$1,205,000: *Provided*, That excepting expenditures for labor for or incidental to the moving of equipment from or into public buildings, the foregoing appropriation shall not be used for personal services except for work done under contract or for temporary job labor under exigency and not exceeding at one time the sum of \$100 at any one building: *Provided further*, That all furniture now owned by the United States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether or not it corresponds with the present regulation plan of furniture.

Personal services,
limitation.

Use of present furniture.

POSTAL DEFICIENCY

DEFICIENCY IN POSTAL REVENUES

If the revenues of the Post Office Department shall be insufficient to meet the appropriations made under this title, a sum equal to such deficiency in the revenues is hereby appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to supply such deficiency in the revenues for the current fiscal year, and the sum needed may be advanced to the Post Office Department upon requisition of the Postmaster General.

POST OFFICE DEPARTMENT—GENERAL PROVISIONS

SEC. 202. Unless otherwise provided, no part of any appropriation in this title for the field service shall be expended on account of the departmental service: *Provided*, That necessary expenses of officials and employees of the departmental or field services traveling on official business may be paid from the appropriation for the service in connection with which the travel is performed: *Provided further*,

Restriction on use of
appropriation.

Travel expenses.

Examination of estimates.

That appropriations made in this title for the field service, except such as are exclusively for personal services, shall be available for examination of estimates of appropriations in the field.

Accident prevention.

SEC. 203. Appropriations made in this title for the departmental and field services shall be available for expenditures in connection with accident prevention in the respective services.

Transfer of funds, restriction.

SEC. 204. Not to exceed 5 per centum of any appropriation for the field service may be transferred, with the approval of the Director of the Bureau of the Budget, to any other appropriation or appropriations under the field service, but no appropriation shall be increased more than 10 per centum by such transfers.

Printing and binding.

SEC. 205. Appropriations in this title available either for personal services or for necessary expenses or for miscellaneous supplies shall be available for printing and binding.

Purchase of fuel, etc.

SEC. 206. Appropriations in this title for the purchase of fuel and the transportation thereof shall be immediately available.

Reports to Congressional committees.

SEC. 207. During the fiscal year 1950 the Postmaster General shall make quarterly reports to the Senate and House Committees on Appropriations, showing for each quarter the amount paid from each appropriation for overtime, the number of employees receiving such overtime, and the number of hours of overtime worked by such employees, together with a statement as to the necessity for such overtime work.

Short title.

SEC. 208. This title may be cited as the "Post Office Department Appropriation Act, 1950".

Export-Import Bank and RFC Appropriation Act, 1950.

TITLE III—GOVERNMENT CORPORATIONS

The following corporations, respectively, are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year ending June 30, 1950, for each such corporation, except as hereinafter provided:

EXPORT-IMPORT BANK OF WASHINGTON

59 Stat. 598.
31 U. S. C., Supp. II,
§ 849.

Not to exceed \$950,000 (to be on an accrual basis) of the funds of the Export-Import Bank of Washington shall be available during the current fiscal year for all administrative expenses of the bank, including not to exceed \$300 for periodicals, \$300 for newspapers, and \$500 for maps; health-service program as authorized by law (5 U. S. C. 150), and not to exceed \$5,000 for temporary services, as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a): *Provided*, That necessary expenses (including special services performed on a contract or fee basis, but not including other personal services) in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the bank or in which it has an interest, including expenses of collections of pledged collateral, or the investigation or appraisal of any property in respect to which an application for a loan has been made, shall be considered as nonadministrative expenses for the purposes hereof.

60 Stat. 903.
60 Stat. 810.
Nonadministrative
expenses.

RECONSTRUCTION FINANCE CORPORATION

Not to exceed \$25,775,000 (to be computed on an accrual basis) of the funds of the Reconstruction Finance Corporation shall be available during the current fiscal year for its administrative expenses

and the administrative expenses of the Federal National Mortgage Association; not to exceed \$1,500 for periodicals and newspapers; purchase (not to exceed forty, for replacement only) and hire of passenger motor vehicles; health service program as authorized by law (5 U. S. C. 150); use of the services and facilities of the Federal Reserve banks: *Provided*, That as used herein the term "administrative expenses" shall be construed to include all salaries and wages, services performed on a contract or fee basis, and travel and other expenses, including the purchases of equipment and supplies, of administrative offices: *Provided further*, That the limiting amount heretofore stated for administrative expenses shall be increased by an amount which does not exceed the aggregate cost of salaries, wages, travel, and other expenses of persons employed outside the continental United States; the expenses of services performed on a contract or fee basis in connection with termination of contracts or in the performance of legal services; and all administrative expenses reimbursable from other Government agencies: *Provided further*, That the distribution of administrative expenses to the accounts of the Corporation shall be made in accordance with generally recognized accounting principles and practices: *Provided further*, That, except as otherwise provided hereinafter, none of the funds of the Reconstruction Finance Corporation and its subsidiary shall be used for the custody, maintenance, or disposal of any surplus property within the continental limits of the United States, its Territories or possessions, except such property as may be owned by and held for disposal by the Reconstruction Finance Corporation or its subsidiary; but, notwithstanding any other provision of law, the Reconstruction Finance Corporation may waive reimbursement from War Assets Administration for the administrative property transferred prior to July 1, 1946, and for expenses incurred prior thereto in the custody, maintenance, or disposal of any surplus property: *Provided further*, That no part of the funds of the Reconstruction Finance Corporation or of its subsidiary shall be used to make any purchase or for personal services or to enter into any contract for the use or benefit of any other agency of the Government unless such agency shall have authority in law and appropriations available to make reimbursement for such purchase, personal services, or contract.

Sec. 302. This title may be cited as the "Export-Import Bank and Reconstruction Finance Corporation Appropriation Act, 1950".

TITLE IV—GENERAL PROVISIONS

Sec. 401. No part of any appropriation contained in this Act, or of the funds available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the

60 Stat. 903.
"Administrative ex-
penses."

Increase in limita-
tion.

Accounting.

Surplus property.

Purchases, etc.

Short title.

Persons engaging,
etc., in strikes against
or advocating over-
throw of U. S. Govern-
ment.

Affidavit.

Penalty.

Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Short title.

SEC. 402. This Act may be cited as the "Treasury and Post Office Departments Appropriation Act, 1950".

Approved June 30, 1949.

[CHAPTER 287]

AN ACT

June 30, 1949
[H. R. 3088]
[Public Law 151]

To increase the compensation of certain employees of the municipal government of the District of Columbia, and for other purposes.

Compensation increases for certain D. C. employees. Policemen and firemen.
Post, p. 951.

59 Stat. 470.
D. C. Code, Supp. VII, §§ 4-803 to 4-805.
Limitation.

Effective date.

46 Stat. 839.
D. C. Code, Supp. VII, § 4-108.
Effective date.

Board of Education employees.

61 Stat. 248.
Post, p. 706.

61 Stat. 248.
Post, p. 706.

Effective date.

Additional compensation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the annual basic salary of each officer and member of the Metropolitan Police, the United States Park Police, the White House Police, and of the Fire Department of the District of Columbia, as increased by the Act entitled "An Act to provide for an adjustment of salaries of the Metropolitan Police, the United States Park Police, the White House Police, and the members of the Fire Department of the District of Columbia", approved July 14, 1945, as amended, shall be further increased by \$330, plus 8 per centum of such \$330 as additional compensation in lieu of overtime pay and night pay differential: *Provided, however*, That no such officer or member shall, by reason of the enactment of this Act, be paid with respect to any pay period, basic salary, or basic salary plus additional compensation, at a rate in excess of \$10,330 per annum. This section shall take effect as of the first day of the first pay period which began after June 30, 1948.

SEC. 2. The first section of the Act entitled "An Act to fix the salaries of officers and members of the Metropolitan Police Force and the Fire Department of the District of Columbia", approved July 1, 1930 (D. C. Code, title 4, section 108), is amended by inserting after the phrase "sergeants, \$2,750 each;" the following: "corporals, \$2,600 each". This section shall take effect as of July 1, 1945.

SEC. 3. (a) Each employee of the Board of Education of the District of Columbia whose salary is fixed and regulated by the District of Columbia Teachers' Salary Act of 1947, except the Superintendent of schools, shall receive, in addition to the compensation already provided by such Act, compensation at the rate of \$330 per annum.

(b) The basic and maximum salaries for all salary classes in title I of the District of Columbia Teachers' Salary Act of 1947, except class 29, are hereby increased \$330, respectively.

(c) This section shall take effect as of the first day of the first pay period which began after June 30, 1948.

SEC. 4. Authority is hereby granted to the Commissioners and to other wage-fixing authorities of the municipal government of the District of Columbia, in their discretion, to grant, retroactive to the first day of the first pay period which began after June 30, 1948, additional compensation at rates not to exceed \$330 per annum to each employee in or under the municipal government of the District of Columbia whose compensation is fixed and adjusted from time to time

by a wage board, or whose compensation is fixed without reference to the Classification Act of 1923, as amended, or whose compensation is limited or fixed specifically by the provisions of the District of Columbia Appropriation Act, 1949: *Provided*, That the authority granted by this section shall expire ninety days after the enactment of this Act.

SEC. 5. No additional compensation shall be payable by reason of the enactment of this Act for any period prior to the date of enactment hereof in the case of any person who is not an employee in or under the municipal government of the District of Columbia on such date of enactment, except that such additional compensation shall be paid a retired employee for services rendered between the first day of the first pay period which began after June 30, 1948, and the date of his retirement. No person whose salary or compensation is increased by this Act shall be entitled to additional compensation for overtime, night, or holiday work, as provided in sections 201, 203, 301, and 302 of the Federal Employees Pay Act of 1945, as amended, or as provided in section 23 of the Act approved March 28, 1934, as amended (sec. 673c, United States Code), based on the additional compensation provided by this Act for any pay period ending prior to the date of enactment of this Act.

Approved June 30, 1949.

[CHAPTER 288]

AN ACT

To simplify the procurement, utilization, and disposal of Government property, to reorganize certain agencies of the Government, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SHORT TITLE

That this Act may be cited as the "Federal Property and Administrative Services Act of 1949".

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Sec. 210. Reports to Congress.

42 Stat. 1488.
5 U. S. C. § 661;
Supp. II, § 662 *et seq.*
Post, p. 972.
62 Stat. 537.

Restriction.
Post, p. 951.

Overtime, etc.,
work.

50 Stat. 296.
5 U. S. C. §§ 911,
913, 921, 922; Supp. II,
§ 922 note.
48 Stat. 522.
5 U. S. C. § 673c.

June 30, 1949
[H. R. 4754]

[Public Law 152]

Federal Property
and Administrative
Services Act of 1949.

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DECLARATION OF POLICY

SEC. 2. It is the intent of the Congress in enacting this legislation to provide for the Government an economical and efficient system for (a) the procurement and supply of personal property and nonpersonal services, including related functions such as contracting, inspection, storage, issue, specifications, property identification and classification, transportation and traffic management, management of public utility services, repairing and converting, establishment of inventory levels, establishment of forms and procedures, and representation before Federal and State regulatory bodies; (b) the utilization of available property; (c) the disposal of surplus property; and (d) records management.

DEFINITIONS

SEC. 3. As used in this Act—

- “Executive agency.” (a) The term “executive agency” means any executive department or independent establishment in the executive branch of the Government, including any wholly owned Government corporation.
- “Federal agency.” (b) The term “Federal agency” means any executive agency or any establishment in the legislative or judicial branch of the Government (except the Senate and the House of Representatives).
- “Administrator.” (c) The term “Administrator” means the Administrator of General Services provided for in title I hereof.
- “Property.” (d) The term “property” means any interest in property of any kind except (1) the public domain and lands reserved or dedicated for national forest or national park purposes; and (2) naval vessels of the following categories: Battleships, cruisers, aircraft carriers, destroyers, and submarines.
- “Excess property.” (e) The term “excess property” means any property under the control of any Federal agency which is not required for its needs and the discharge of its responsibilities, as determined by the head thereof.
- “Foreign excess property.” (f) The term “foreign excess property” means any excess property located outside the continental United States, Hawaii, Alaska, Puerto Rico, and the Virgin Islands.

(g) The term "surplus property" means any excess property not required for the needs and the discharge of the responsibilities of all Federal agencies, as determined by the Administrator.

"Surplus property."

(h) The term "care and handling" includes completing, repairing, converting, rehabilitating, operating, preserving, protecting, insuring, packing, storing, handling, conserving, and transporting excess and surplus property, and, in the case of property which is dangerous to public health or safety, destroying or rendering innocuous such property.

"Care and handling."

(i) The term "person" includes any corporation, partnership, firm, association, trust, estate, or other entity.

"Person."

(j) The term "nonpersonal services" means such contractual services, other than personal and professional services, as the Administrator shall designate.

"Nonpersonal services."

(k) The term "contractor inventory" means (1) any property acquired by and in the possession of a contractor or subcontractor under a contract pursuant to the terms of which title is vested in the Government, and in excess of the amounts needed to complete full performance under the entire contract; and (2) any property which the Government is obligated to take over under any type of contract as a result either of any changes in the specifications or plans thereunder or of the termination of such contract (or subcontract thereunder), prior to completion of the work, for the convenience or at the option of the Government.

"Contractor inventory."

TITLE I—ORGANIZATION

GENERAL SERVICES ADMINISTRATION

SEC. 101. (a) There is hereby established an agency in the executive branch of the Government which shall be known as the General Services Administration.

(b) There shall be at the head of the General Services Administration an Administrator of General Services who shall be appointed by the President by and with the advice and consent of the Senate, and perform his functions subject to the direction and control of the President.

Administrator.

(c) There shall be in the General Services Administration a Deputy Administrator of General Services who shall be appointed by the Administrator of General Services. The Deputy Administrator shall perform such functions as the Administrator shall designate and shall be Acting Administrator of General Services during the absence or disability of the Administrator and, unless the President shall designate another officer of the Government, in the event of a vacancy in the office of Administrator.

Deputy Administrator.

(d) Pending the first appointment of the Administrator under the provisions of this section, his functions shall be performed temporarily by such officer of the Government in office upon or immediately prior to the taking of effect of the provisions of this Act as the President shall designate, and such officer while so serving shall receive the salary fixed for the Administrator.

Temporary administrator.

(e) Pending the effective date of other provisions of law fixing the rates of compensation of the Administrator, the Deputy Administrator and of the heads and assistant heads of the principal organizational units of the General Services Administration, and taking into consideration provisions of law governing the compensation of officers having comparable responsibilities and duties, the President shall fix for each of them a rate of compensation which he shall deem to be commensurate with the responsibilities and duties of the respective offices involved.

Compensation.

TRANSFER OF AFFAIRS OF BUREAU OF FEDERAL SUPPLY

SEC. 102. (a) The functions of (1) the Bureau of Federal Supply in the Department of the Treasury, (2) the Director of the Bureau of Federal Supply, (3) the personnel of such Bureau, and (4) the Secretary of the Treasury, relating to the Bureau of Federal Supply, are hereby transferred to the Administrator. The records, property, personnel, obligations, and commitments of the Bureau of Federal Supply, together with such additional records, property, and personnel of the Department of the Treasury as the Director of the Bureau of the Budget shall determine to relate primarily to functions transferred by this section or vested in the Administrator by titles II, III, and V, of this Act, are hereby transferred to the General Services Administration. The Bureau of Federal Supply and the office of Director of the Bureau of Federal Supply are hereby abolished.

Post, pp. 383, 393, 399.

Abolition of Bureau of Federal Supply.

61 Stat. 951.
5 U. S. C., Supp. II,
§ 133y-16 note.
Post, p. 399.

58 Stat. 651, 662.
41 U. S. C. § 113 (d);
Supp. II, §§ 105, 113
note.

Retention of essential functions by Treasury Department.

(b) The functions of the Director of Contract Settlement and of the Office of Contract Settlement, transferred to the Secretary of the Treasury by Reorganization Plan Numbered 1 of 1947, are transferred to the Administrator and shall be performed by him or, subject to his direction and control, by such officers and agencies of the General Services Administration as he may designate. The Contract Settlement Act Advisory Board created by section 5 of the Contract Settlement Act of 1944 (58 Stat. 649) and the Appeal Board established under section 13 (d) of that Act are transferred from the Department of the Treasury to the General Services Administration, but the functions of these Boards shall be performed by them, respectively, under conditions and limitations prescribed by law. There shall also be transferred to the General Services Administration such records, property, personnel, obligations, commitments, and unexpended balances (available or to be made available) of appropriations, allocations, and other funds of the Treasury Department as the Director of the Bureau of the Budget shall determine to relate primarily to the functions transferred by the provisions of this subsection.

(c) Any other provision of this section notwithstanding, there may be retained in the Department of the Treasury any function referred to in subsection (a) of this section which the Director of the Bureau of the Budget shall, within ten days after the effective date of this Act, determine to be essential to the orderly administration of the affairs of the agencies of such Department, other than the Bureau of Federal Supply, together with such records, property, personnel, obligations, commitments, and unexpended balances of appropriations, allocations, and other funds, available or to be made available, of said Department, as said Director shall determine.

TRANSFER OF AFFAIRS OF THE FEDERAL WORKS AGENCY

SEC. 103. (a) All functions of the Federal Works Agency and of all agencies thereof, together with all functions of the Federal Works Administrator, of the Commissioner of Public Buildings, and of the Commissioner of Public Roads, are hereby transferred to the Administrator of General Services. There are hereby transferred to the General Services Administration the Public Roads Administration, which shall hereafter be known as the Bureau of Public Roads, and all records, property, personnel, obligations, and commitments of the Federal Works Agency, including those of all agencies of the Federal Works Agency.

Bureau of Public Roads.

Abolition of Federal Works Agency.

(b) There are hereby abolished the Federal Works Agency, the Public Buildings Administration, the office of Federal Works Administrator, the office of Commissioner of Public Buildings, and the office of Assistant Federal Works Administrator.

RECORDS MANAGEMENT: TRANSFER OF THE NATIONAL ARCHIVES

SEC. 104. (a) The National Archives Establishment and its functions, records, property, personnel, obligations, and commitments are hereby transferred to the General Services Administration. There are transferred to the Administrator (1) the functions of the Archivist of the United States, except that the Archivist shall continue to be a member or chairman, as the case may be, of the bodies referred to in subsection (b) of this section, and (2) the functions of the Director of the Division of the Federal Register of the National Archives Establishment. The Archivist of the United States shall hereafter be appointed by the Administrator.

Appointment of
Archivist.

(b) There are also transferred to the General Services Administration the following bodies, together with their respective functions and such funds as are derived from Federal sources: (1) The National Archives Council and the National Historical Publications Commission, established by the Act of June 19, 1934 (48 Stat. 1122), (2) the National Archives Trust Fund Board, established by the Act of July 9, 1941 (55 Stat. 581), (3) the Board of Trustees of the Franklin D. Roosevelt Library, established by the Joint Resolution of July 18, 1939 (53 Stat. 1062), and (4) the Administrative Committee established by section 6 of the Act of July 26, 1935 (49 Stat. 501), which shall hereafter be known as the Administrative Committee of the Federal Register. The authority of the Administrator under section 106 hereof shall not extend to the bodies or functions affected by this subsection.

44 U. S. C. §§ 300-300k; Supp. II, § 300c et seq.
44 U. S. C. §§ 300aa-300jj.

44 U. S. C. § 306.
Administrative
Committee of the
Federal Register.
Infra.

(c) The Administrator is authorized (1) to make surveys of Government records and records management and disposal practices and obtain reports thereon from Federal agencies; (2) to promote, in cooperation with the executive agencies, improved records management practices and controls in such agencies, including the central storage or disposition of records not needed by such agencies for their current use; and (3) to report to the Congress and the Director of the Bureau of the Budget from time to time the results of such activities.

Reports.

TRANSFER FOR LIQUIDATION OF THE AFFAIRS OF THE WAR ASSETS
ADMINISTRATION

SEC. 105. The functions, records, property, personnel, obligations, and commitments of the War Assets Administration are hereby transferred to the General Services Administration. The functions of the War Assets Administrator are hereby transferred to the Administrator of General Services. The War Assets Administration, the office of the War Assets Administrator, and the office of Associate War Assets Administrator are hereby abolished. Personnel now holding appointments granted under the second sentence of section 5 (b) of the Surplus Property Act of 1944, as amended, may be continued in such positions or may be appointed to similar positions for such time as the Administrator may determine.

58 Stat. 768.
50 U. S. C. app.
§ 1614; Supp. II, § 1614
note.
Post, p. 399.

REDISTRIBUTION OF FUNCTIONS

SEC. 106. The Administrator is hereby authorized, in his discretion, in order to provide for the effective accomplishment of the functions transferred to or vested in him by this Act, and from time to time, to regroup, transfer, and distribute any such functions within the General Services Administration. The Administrator is hereby authorized to transfer the funds necessary to accomplish said functions and report such transfers of funds to the Director of the Bureau of the Budget.

Transfer of funds.

TRANSFER OF FUNDS

SEC. 107. (a) All unexpended balances of appropriations, allocations, or other funds available or to be made available, for the use of the Bureau of Federal Supply, the War Assets Administration, the Federal Works Agency, and the National Archives Establishment, and so much of the other unexpended balances of appropriations, allocations, or other funds of the Department of the Treasury, available or to be made available, as the Director of the Bureau of the Budget shall determine to relate primarily to functions transferred to or vested in the Administrator by the provisions of this Act, shall be transferred to the General Services Administration for use in connection with the functions to which such balances relate, respectively.

Post, p. 384.

(b) When other functions are transferred to the General Services Administration from any Federal agency, under section 201 (a) (2) or (3), or otherwise under this Act, there shall be transferred such records, property, personnel, appropriations, allocations, and other funds of such agency to the General Services Administration as the Director of the Bureau of the Budget shall determine to relate primarily to the functions so transferred.

STATUS OF TRANSFERRED EMPLOYEES

SEC. 108. Subject to other provisions of this title relating to personnel, employees transferred by the provisions of this title shall be deemed to be employees of the General Services Administration and their reappointment shall not be required by reason of the enactment of this Act.

GENERAL SUPPLY FUND

41 U. S. C., Supp.
II, § 7c note.
Post, p. 401.
Ante, p. 380.

Use of fund.

SEC. 109. (a) There is hereby authorized to be set aside in the Treasury a special fund which shall be known as the General Supply Fund. Such fund shall be composed of the assets of the general supply fund (including any surplus therein) created by section 3 of the Act of February 27, 1929 (45 Stat. 1342; 41 U. S. C. 7c), and transferred to the Administrator by section 102 of this Act, and such sums as may be appropriated thereto, and the fund shall assume all of the liabilities, obligations, and commitments of the general supply fund created by such Act of February 27, 1929. The capital of the General Supply Fund shall be in an amount not greater than \$75,000,000. The General Supply Fund shall be available for use by or under the direction and control of the Administrator (1) for procuring personal property (including the purchase from or through the Public Printer of standard forms and blankbook work for field warehouse issue) and nonpersonal services for the use of Federal agencies in the proper discharge of their responsibilities, and (2) for paying all elements of cost of the procurement, handling, and distribution thereof, except that on and after July 1, 1950, those elements of cost which are determined by the Administrator with the approval of the Director of the Bureau of the Budget to be indirect or overhead costs shall not be paid from the fund.

Prices.

(b) Payment by requisitioning agencies shall be at prices fixed by the Administrator. Until July 1, 1950, such prices shall be fixed in accordance with law and regulations applicable on the date of enactment of this Act to prices fixed by the Director of the Bureau of Federal Supply. On and after such date, such prices shall be fixed at levels so as to recover so far as practicable all costs except those which are determined by the Administrator with the approval of the Director of the Bureau of the Budget to be indirect or overhead costs. Requisitioning agencies shall pay by advance of funds in all cases where

Payment by advance of funds.

it is determined by the Administrator that there is insufficient capital otherwise available in the General Supply Fund. Advances of funds also may be made by agreement between the requisitioning agencies and the Administrator. Where an advance of funds is not made, requisitioning agencies shall promptly reimburse the General Services Administration on vouchers prepared by the requisitioning agency on the basis of itemized invoices submitted by the Administrator and receiving reports evidencing the delivery to the requisitioning agency of such supplies or services: *Provided*, That in any case where payment shall not have been made by the requisitioning agency within forty-five days after the date of billing by the Administrator, reimbursement may be obtained by the Administrator by the issuance of transfer and counterwarrants supported by itemized invoices.

(c) The General Supply Fund shall be credited with all reimbursements, advances of funds, and refunds or recoveries relating to supplies or services procured through the fund, including the net proceeds of disposal of surplus supplies procured through the fund and receipts from carriers and others for loss of, or damage to, supplies procured through the fund; and the same are hereby reappropriated for the purposes of the fund.

(d) A special deposit account may be established as a part of the General Supply Fund with the Treasurer of the United States for use by the chief disbursing officer or any regional disbursing officer, Department of the Treasury, which may be credited with (1) funds advanced from the General Supply Fund account on the books of the Division of Bookkeeping and Warrants and (2) other funds properly for credit to the General Supply Fund without being covered into the Treasury of the United States; and such special deposit account may be charged with payments properly chargeable to the General Supply Fund.

(e) The Comptroller General of the United States shall make an annual audit of the General Supply Fund as of June 30, and there shall be covered into the United States Treasury as miscellaneous receipts any surplus found therein, all assets, liabilities, and prior losses considered, above the amounts transferred or appropriated to establish and maintain said fund, and the Comptroller General shall report to the Congress annually the results of the audit, together with such recommendations as he may have regarding the status and operations of the fund.

(f) Subject to the requirements of subsections (a) to (e), inclusive, of this section, the General Supply Fund also may be used for the procurement of supplies and nonpersonal services authorized to be acquired by mixed-ownership Government corporations, or by the municipal government of the District of Columbia, or by a requisitioning non-Federal agency when the function of a Federal agency authorized to procure for it is transferred to the General Services Administration: *Provided*, That the prices charged by the Administrator in such cases shall be fixed at levels which he estimates will be sufficient to recover, in addition to the direct costs of the procurement, handling, and distribution of such supplies and services, the indirect and overhead costs that the Administrator determines are allocable thereto.

Crediting of funds.

Special deposit account.

Annual audit by Comptroller General.

Report to Congress.

Additional use of Fund.

Prices.

TITLE II—PROPERTY MANAGEMENT

PROCUREMENT, WAREHOUSING, AND RELATED ACTIVITIES

SEC. 201. (a) The Administrator shall, in respect of executive agencies, and to the extent that he determines that so doing is advantageous

to the Government in terms of economy, efficiency, or service, and with due regard to the program activities of the agencies concerned—

(1) prescribe policies and methods of procurement and supply of personal property and nonpersonal services, including related functions such as contracting, inspection, storage, issue, property identification and classification, transportation and traffic management, management of public utility services, and repairing and converting; and

(2) operate, and, after consultation with the executive agencies affected, consolidate, take over, or arrange for the operation by any executive agency of warehouses, supply centers, repair shops, fuel yards, and other similar facilities; and

(3) procure and supply personal property and nonpersonal services for the use of executive agencies in the proper discharge of their responsibilities, and perform functions related to procurement and supply such as those mentioned above in subparagraph (1): *Provided*, That contracts for public utility services may be made for periods not exceeding ten years; and

(4) with respect to transportation and other public utility services for the use of executive agencies, represent such agencies in negotiations with carriers and other public utilities and in proceedings involving carriers or other public utilities before Federal and State regulatory bodies;

Time limitation.

Exemption.

Provided, That the Secretary of Defense may from time to time, and unless the President shall otherwise direct, exempt the National Military Establishment from action taken or which may be taken by the Administrator under clauses (1), (2), (3), and (4) above whenever he determines such exemption to be in the best interests of national security.

Services to other agencies.

59 Stat. 600.
31 U. S. C. § 856.

Exchange allowance.

Evidence in writing.

(b) The Administrator shall as far as practicable provide any of the services specified in subsection (a) of this section to any other Federal agency, mixed ownership corporation (as defined in the Government Corporation Control Act), or the District of Columbia, or the Senate, or the House of Representatives, upon its request.

(c) In acquiring personal property, any executive agency, under regulations to be prescribed by the Administrator, may exchange or sell similar items and may apply the exchange allowance or proceeds of sale in such cases in whole or in part payment for the property acquired: *Provided*, That any transaction carried out under the authority of this subsection shall be evidenced in writing.

PROPERTY UTILIZATION

SEC. 202. (a) In order to minimize expenditures for property, the Administrator shall prescribe policies and methods to promote the maximum utilization of excess property by executive agencies, and he shall provide for the transfer of excess property among Federal agencies.

Responsibility of executive agencies.

(b) Each executive agency shall (1) maintain adequate inventory controls and accountability systems for the property under its control, (2) continuously survey property under its control to determine which is excess property, and promptly report such property to the Administrator, (3) perform the care and handling of such excess property, and (4) transfer or dispose of such property as promptly as possible in accordance with authority delegated and regulations prescribed by the Administrator.

Reassignment of property within agency.

(c) Each executive agency shall, as far as practicable, (1) make reassignments of property among activities within the agency when such property is determined to be no longer required for the purposes

of the appropriation from which it was purchased, (2) transfer excess property under its control to other Federal agencies, and (3) obtain excess property from other Federal agencies.

(d) Under existing provisions of law and procedures defined by the Secretary of Defense, and without regard to the requirements of this section except subsection (f), excess property of one of the departments of the National Military Establishment may be transferred to another department thereof.

Property of National
Military Establish-
ment.

(e) Transfers of excess property between Federal agencies (except transfers for redistribution to other Federal agencies or for disposal as surplus property) shall be at the fair value thereof, as determined by, or pursuant to regulations of, the Administrator, unless such transfer is otherwise authorized by any law approved subsequent to June 21, 1944, to be without reimbursement or transfer of funds.

Transfer of excess
property.

(f) The Director of the Bureau of the Budget shall prescribe regulations providing for the reporting to said Director by executive agencies of such reassignments or transfers of property between activities financed by different appropriations as he shall deem appropriate, and the reassignments and transfers so reported shall be reported to the Congress in the annual budget or otherwise as said Director may determine.

Report to Congress.

(g) Whenever the Administrator determines that the temporary assignment or reassignment of any space in excess real property to any Federal agency for office, storage, or related facilities would be more advantageous than the permanent transfer of such property, he may make such assignment or reassignment for such period of time as he shall determine and obtain, in the absence of appropriation available to him therefor, appropriate reimbursement from the using agency for the expense of maintaining such space.

Temporary assign-
ment of space.

(h) The Administrator may authorize the abandonment, destruction, or donation to public bodies of property which has no commercial value or of which the estimated cost of continued care and handling would exceed the estimated proceeds from its sale.

Abandonment, etc.,
of property.

DISPOSAL OF SURPLUS PROPERTY

SEC. 203. (a) Except as otherwise provided in this section, the Administrator shall have supervision and direction over the disposition of surplus property. Such property shall be disposed of to such extent, at such time, in such areas, by such agencies, at such terms and conditions, and in such manner, as may be prescribed in or pursuant to this Act.

(b) The care and handling of surplus property, pending its disposition, and the disposal of surplus property, may be performed by the General Services Administration or, when so determined by the Administrator, by the executive agency in possession thereof or by any other executive agency consenting thereto.

Care and handling.

(c) Any executive agency designated or authorized by the Administrator to dispose of surplus property may do so by sale, exchange, lease, permit, or transfer, for cash, credit, or other property, with or without warranty, and upon such other terms and conditions as the Administrator deems proper, and it may execute such documents for the transfer of title or other interest in property and take such other action as it deems necessary or proper to dispose of such property under the provisions of this title.

Terms and condi-
tions of disposal.

(d) A deed, bill of sale, lease, or other instrument executed by or on behalf of any executive agency purporting to transfer title or any other interest in surplus property under this title shall be conclusive

evidence of compliance with the provisions of this title insofar as concerns title or other interest of any bona fide grantee or transferee for value and without notice of lack of such compliance.

Advertising.

(e) Unless the Administrator shall determine that disposal by advertising will in a given case better protect the public interest, surplus property disposals may be made without regard to any provision of existing law for advertising until 12 o'clock noon, eastern standard time, December 31, 1950.

Contractor inventories.

(f) Subject to regulations of the Administrator, any executive agency may authorize any contractor with such agency or subcontractor thereunder to retain or dispose of any contractor inventory.

Consultation with Secretary of Agriculture.

(g) The Administrator, in formulating policies with respect to the disposal of surplus agricultural commodities, surplus foods processed from agricultural commodities, and surplus cotton or woolen goods, shall consult with the Secretary of Agriculture. Such policies shall be so formulated as to prevent surplus agricultural commodities, or surplus food processed from agricultural commodities, from being dumped on the market in a disorderly manner and disrupting the market prices for agricultural commodities.

Disposal of agricultural commodities.

(h) Whenever the Secretary of Agriculture determines such action to be required to assist him in carrying out his responsibilities with respect to price support or stabilization, the Administrator shall transfer without charge to the Department of Agriculture any surplus agricultural commodities, foods, or cotton or woolen goods to be disposed of. Receipts resulting from disposal by the Department of Agriculture under this subsection shall be deposited pursuant to any authority available to the Secretary of Agriculture, except that net proceeds of any sale of surplus property so transferred shall be credited pursuant to section 204 (b), when applicable. Surplus farm commodities so transferred shall not be sold, other than for export, in quantities in excess of, or at prices less than, those applicable with respect to sales of such commodities by the Commodity Credit Corporation.

Post, p. 389.

Disposal of vessels.

(i) The United States Maritime Commission shall dispose of surplus vessels of one thousand five hundred gross tons or more which the Commission determines to be merchant vessels or capable of conversion to merchant use, and such vessels shall be disposed of only in accordance with the provisions of the Merchant Marine Act, 1936, as amended, and other laws authorizing the sale of such vessels.

49 Stat. 1985.
46 U. S. C. § 1101 *et seq.*, Supp. II, § 1116a *et seq.*
Donations for educational purposes.

(j) (1) Under such regulations as he may prescribe, the Administrator is authorized in his discretion to donate for educational purposes in the States, Territories, and possessions without cost (except for costs of care and handling) such equipment, materials, books, or other supplies under the control of any executive agency as shall have been determined to be surplus property and which shall have been determined under paragraph 2 or paragraph 3 of this subsection to be usable and necessary for educational purposes.

Allocation of property.

(2) Determination whether such surplus property (except surplus property donated in conformity with paragraph 3 of this subsection) is usable and necessary for educational purposes shall be made by the Federal Security Administrator, who shall allocate such property on the basis of needs and utilization for transfer by the Administrator of General Services to tax-supported school systems, schools, colleges, and universities, and to other nonprofit schools, colleges, and universities which have been held exempt from taxation under section 101 (6) of the Internal Revenue Code, or to State departments of education for distribution to such tax-supported and nonprofit school systems, schools, colleges, and universities; except that in any State where another agency is designated by State law for such purpose such

53 Stat. 33.
26 U. S. C. § 101 (6).

transfer shall be made to said agency for such distribution within the State.

(3) In the case of surplus property under the control of the National Military Establishment, the Secretary of Defense shall determine whether such property is usable and necessary for educational activities that are of special interest to the armed services, such as maritime academies or military, naval, Air Force, or Coast Guard preparatory schools. If such Secretary shall determine that such property is usable and necessary for such purposes, he shall allocate it for transfer by the Administrator to such educational activities. If he shall determine that such property is not usable and necessary for such purposes, it may be disposed of in accordance with paragraph 2 of this subsection.

Educational activities of armed services.

(k) (1) Under such regulations as he may prescribe, the Administrator is authorized, in his discretion, to assign to the Federal Security Administrator for disposal such surplus real property, including buildings, fixtures, and equipment situated thereon, as is recommended by the Federal Security Administrator as being needed for school, classroom, or other educational use, or for use in the protection of public health, including research.

Disposal of surplus real property.

(A) Subject to the disapproval of the Administrator within thirty days after notice to him by the Federal Security Administrator of a proposed transfer of property for school, classroom, or other educational use, the Federal Security Administrator, through such officers or employees of the Federal Security Agency as he may designate, may sell or lease such real property, including buildings, fixtures, and equipment situated thereon, for educational purposes to the States and their political subdivisions and instrumentalities, and tax-supported educational institutions, and to other nonprofit educational institutions which have been held exempt from taxation under section 101 (6) of the Internal Revenue Code.

53 Stat. 33.
26 U. S. C. § 101 (6).

(B) Subject to the disapproval of the Administrator within thirty days after notice to him by the Federal Security Administrator of a proposed transfer of property for public-health use, the Federal Security Administrator, through such officers or employees of the Federal Security Agency as he may designate, may sell or lease such real property for public-health purposes, including research, to the States and their political subdivisions and instrumentalities, and to tax-supported medical institutions, and to hospitals or other similar institutions not operated for profit which have been held exempt from taxation under section 101 (6) of the Internal Revenue Code.

53 Stat. 33.
26 U. S. C. § 101 (6).

(C) In fixing the sale or lease value of property to be disposed of under subparagraph (A) and subparagraph (B) of this paragraph, the Federal Security Administrator shall take into consideration any benefit which has accrued or may accrue to the United States from the use of such property by any such State, political subdivision, instrumentality, or institution.

"States."

(D) "States" as used in this subsection includes the District of Columbia and the Territories and possessions of the United States.

(2) Subject to the disapproval of the Administrator within thirty days after notice to him of any action to be taken under this subsection—

(A) The Federal Security Administrator, through such officers or employees of the Federal Security Agency as he may designate, in the case of property transferred pursuant to the Surplus Property Act of 1944, as amended, and pursuant to this Act,

58 Stat. 765.
50 U. S. C. app.
§§ 1611-1646; Supp. II,
§ 1612 *et seq.*
Post, p. 399.

to States, political subdivisions, and instrumentalities thereof, and tax-supported and other nonprofit educational institutions for school, classroom, or other educational use;

(B) the Federal Security Administrator, through such officer or employees of the Federal Security Agency as he may designate, in the case of property transferred pursuant to the Surplus Property Act of 1944, as amended, and pursuant to this Act, to States, political subdivisions and instrumentalities thereof, tax-supported medical institutions, and to hospitals and other similar institutions not operated for profit, for use in the protection of public health (including research);

(C) the Secretary of the Interior, in the case of property transferred pursuant to the Surplus Property Act of 1944, as amended, and pursuant to this Act, to States, political subdivisions, and instrumentalities thereof, and municipalities for use as a public park, public recreational area, or historic monument for the benefit of the public; or

(D) the Secretary of Defense, in the case of property transferred pursuant to the Surplus Property Act of 1944, as amended, to States, political subdivisions, and tax-supported instrumentalities thereof for use in the training and maintenance of civilian components of the armed forces,

is authorized and directed—

(i) to determine and enforce compliance with the terms, conditions, reservations, and restrictions contained in any instrument by which such transfer was made;

(ii) to reform, correct, or amend any such instrument by the execution of a corrective, reformatory, or amendatory instrument where necessary to correct such instrument or to conform such transfer to the requirements of applicable law; and

(iii) to (I) grant releases from any of the terms, conditions, reservations, and restrictions contained in, and (II) convey, quitclaim, or release to the transferee or other eligible user any right or interest reserved to the United States by, any instrument by which such transfer was made, if he determines that the property so transferred no longer serves the purpose for which it was transferred, and that such release, conveyance, or quitclaim deed will not prevent accomplishment of the purpose for which such property was so transferred: *Provided*, That any such release, conveyance, or quitclaim deed may be granted on, or made subject to, such terms and conditions as he shall deem necessary to protect or advance the interests of the United States.

Protection of interests of U. S.

Unclaimed property.

(1) The Administrator is authorized to take possession of abandoned and other unclaimed property on premises owned or leased by the Government, to determine when title thereto vested in the United States, and to utilize, transfer or otherwise dispose of such property. Former owners of such property upon proper claim filed within three years from the date of vesting of title in the United States shall be paid the proceeds realized from the disposition of such property or, if the property is used or transferred, the fair value therefor as of the time title was vested in the United States as determined by the Administrator, less in either case the costs incident to the care and handling of such property as determined by the Administrator.

PROCEEDS FROM TRANSFER OR DISPOSITION OF PROPERTY

SEC. 204. (a) All proceeds under this title from any transfer of excess property to a Federal agency for its use, or from any sale, lease, or other disposition of surplus property, shall be covered into

58 Stat. 765.
50 U. S. C. app.
§§ 1611-1646; Supp. II,
§ 1612 *et seq.*
Post, p. 399.

58 Stat. 765.
50 U. S. C. app.
§§ 1611-1646; Supp. II,
§ 1612 *et seq.*
Post, p. 399.

58 Stat. 765.
50 U. S. C. app.
§§ 1611-1646; Supp. II,
§ 1612 *et seq.*
Post, p. 399.

the Treasury as miscellaneous receipts, except as provided in subsections (b), (c), (d), and (e) of this section.

(b) Where the property transferred or disposed of was acquired by the use of funds either not appropriated from the general fund of the Treasury or appropriated therefrom but by law reimbursable from assessment, tax, or other revenue or receipts, then the net proceeds of the disposition or transfer shall be credited to the reimbursable fund or appropriation or paid to the Federal agency which determined such property to be excess: *Provided*, That the proceeds shall be credited to miscellaneous receipts in any case when the agency which determined the property to be excess shall deem it uneconomical or impractical to ascertain the amount of net proceeds. As used in this subsection, the term "net proceeds of the disposition or transfer" means the proceeds of the disposition or transfer minus all expenses incurred for care and handling and disposition or transfer.

Crediting of reimbursable funds.

"Net proceeds of the disposition or transfer."

(c) Any Federal agency disposing of surplus property under this title (1) may deposit, in a special account with the Treasurer of the United States, such amount of the proceeds of such dispositions as it deems necessary to permit appropriate refunds to purchasers when any disposition is rescinded or does not become final, or payments for breach of any warranty, and (2) may withdraw therefrom amounts so to be refunded or paid, without regard to the origin of the funds withdrawn.

Refunds to purchasers.

(d) Where any contract entered into by an executive agency or any subcontract under such contract authorizes the proceeds of any sale of property in the custody of the contractor or subcontractor to be credited to the price or cost of the work covered by such contract or subcontract, the proceeds of any such sale shall be credited in accordance with the contract or subcontract.

Proceeds from contractors' sales.

(e) Any executive agency entitled to receive cash under any contract covering the lease, sale or other disposition of surplus property may in its discretion accept, in lieu of cash, any property determined by the Munitions Board to be strategic or critical material at the prevailing market price thereof at the time the cash payment or payments became or become due.

Payment in lieu of cash.

(f) Where credit has been extended in connection with any disposition of surplus property under this title or by War Assets Administration (or its predecessor agencies) under the Surplus Property Act of 1944, or where such disposition has been by lease or permit, the Administrator shall administer and manage such credit, lease, or permit, and any security therefor, and may enforce, adjust, and settle any right of the Government with respect thereto in such manner and upon such terms as he deems in the best interest of the Government.

58 Stat. 765,
50 U. S. C. app.
§§ 1611-1646; Supp. II,
§ 1612 *et seq.*
Post, p. 399.

POLICIES, REGULATIONS, AND DELEGATIONS

SEC. 205. (a) The President may prescribe such policies and directives, not inconsistent with the provisions of this Act, as he shall deem necessary to effectuate the provisions of this Act, which policies and directives shall govern the Administrator and executive agencies in carrying out their respective functions hereunder.

(b) The Comptroller General after considering the needs and requirements of the executive agencies shall prescribe principles and standards of accounting for property, cooperate with the Administrator and with the executive agencies in the development of property accounting systems, and approve such systems when deemed to be adequate and in conformity with prescribed principles and standards. From time to time the General Accounting Office shall examine such property accounting systems as are established by the executive agen-

Property accounting systems.

Examination by GAO.

- Report to Congress. cies to determine the extent of compliance with prescribed principles and standards and approved systems, and the Comptroller General shall report to the Congress any failure to comply with such principles and standards or to adequately account for property.
- Delegation of authority. (c) The Administrator shall prescribe such regulations as he deems necessary to effectuate his functions under this Act, and the head of each executive agency shall cause to be issued such orders and directives as such head deems necessary to carry out such regulations.
- Ante*, p. 381. (d) The Administrator is authorized to delegate and to authorize successive redelegation of any authority transferred to or vested in him by this Act (except for the authority to issue regulations on matters of policy having application to executive agencies, the authority contained in section 106, and except as otherwise provided in this Act) to any official in the General Services Administration or to the head of any other Federal agency.
- Designation of other agencies. (e) With respect to any function transferred to or vested in the General Services Administration or the Administrator by this Act, the Administrator may (1) direct the undertaking of its performance by the General Services Administration or by any constituent organization therein which he may designate or establish; or (2) designate and authorize any executive agency to perform such function for itself; or (3) designate and authorize any other executive agency to perform such function; or (4) provide for such performance by any combination of the foregoing methods. Any designation or assignment of functions or delegation of authority to another executive agency under this section shall be made only with the consent of the executive agency concerned or upon direction of the President.
- Transfer of personnel, funds, etc. (f) When any executive agency (including the General Services Administration and constituent organizations thereof) is authorized and directed by the Administrator to carry out any function under this Act, the Administrator may, with the approval of the Director of the Bureau of the Budget, provide for the transfer of appropriate personnel, records, property, and allocated funds of the General Services Administration, or of such other executive agency as has theretofore carried out such function, to the executive agency so authorized and directed.
- Advisory committees. (g) The Administrator may establish advisory committees to advise with him with respect to any function transferred to or vested in the Administrator by this Act. The members thereof shall serve without compensation but shall be entitled to transportation and not to exceed \$25 per diem in lieu of subsistence, as authorized by section 5 of the Act of August 2, 1946 (5 U. S. C. 73b-2), for persons so serving.
- 60 Stat. 808. Consultations. (h) The Administrator shall advise and consult with interested Federal agencies with a view to obtaining their advice and assistance in carrying out the purposes of this title.

SURVEYS, STANDARDIZATION AND CATALOGING

- Reports. SEC. 206. (a) As he may deem necessary for the effectuation of his functions under this title, and after adequate advance notice to the executive agencies affected, and with due regard to the requirements of the National Military Establishment as determined by the Secretary of Defense, the Administrator is authorized (1) to make surveys of Government property and property management practices and obtain reports thereon from executive agencies; (2) to cooperate with executive agencies in the establishment of reasonable inventory levels for property stocked by them and from time to time report any excessive stocking to the Congress and to the Director of the Bureau of the Budget; (3) to establish and maintain such uniform Federal supply

catalog system as may be appropriate to identify and classify personal property under the control of Federal agencies: *Provided*, That the Administrator and the Secretary of Defense shall coordinate the cataloging activities of the General Services Administration and the National Military Establishment so as to avoid unnecessary duplication; and (4) to prescribe standardized forms and procedures, except such as the Comptroller General is authorized by law to prescribe, and standard purchase specifications.

Coordination of cataloging activities.

(b) Each Federal agency shall utilize such uniform Federal supply catalog system and standard purchase specifications, except as the Administrator, taking into consideration efficiency, economy, and other interests of the Government, shall otherwise provide.

(c) The General Accounting Office shall audit all types of property accounts and transactions at such times and in such manner as determined by the Comptroller General. Such audit shall be conducted as far as practicable at the place or places where the property or records of the executive agencies are kept and shall include but not necessarily be limited to an evaluation of the effectiveness of internal controls and audits, and a general audit of the discharge of accountability for Government-owned or controlled property based upon generally accepted principles of auditing.

Audit by GAO.

APPLICABILITY OF ANTITRUST LAWS

SEC. 207. Whenever any executive agency shall begin negotiations for the disposition to private interests of a plant or plants, or other property, which cost the Government \$1,000,000 or more, or of patents, processes, techniques, or inventions, irrespective of cost, the executive agency shall promptly notify the Attorney General of the proposed disposal and the probable terms or conditions thereof. Within a reasonable time, in no event to exceed sixty days after receiving such notification, the Attorney General shall advise the Administrator and the interested executive agency whether, insofar as he can determine, the proposed disposition would tend to create or maintain a situation inconsistent with the antitrust laws. Upon the request of the Attorney General, the Administrator or interested executive agency shall furnish or cause to be furnished such information as it may possess which the Attorney General determines to be appropriate or necessary to enable him to give the advice called for by this section or to determine whether any other disposition or proposed disposition of surplus property violates the antitrust laws. Nothing in this Act shall impair, amend, or modify the antitrust laws or limit and prevent their application to persons who buy or otherwise acquire property under the provisions of this Act. As used in this section the term "antitrust laws" includes the Act of July 2, 1890 (ch. 647, 26 Stat. 209), as amended; the Act of October 15, 1914 (ch. 323, 38 Stat. 730), as amended; the Federal Trade Commission Act (38 Stat. 717), as amended; and sections 73 and 74 of the Act of August 27, 1894 (28 Stat. 570), as amended.

"Antitrust laws."

15 U. S. C. §§ 1-7.
62 Stat. 864, 997.
15 U. S. C. §§ 12-27;
Supp. II, § 17; 28 U. S. C.
§§ 381-383, 386-390a;
18 U. S. C. § 412; 29
U. S. C. §§ 52, 53;
Supp. II, § 52.
15 U. S. C. §§ 41-58;
Supp. II, § 45.
15 U. S. C. §§ 8, 9.

EMPLOYMENT OF PERSONNEL

SEC. 208. (a) The Administrator is authorized, subject to the civil-service and classification laws, to appoint and fix the compensation of such personnel as may be necessary to carry out the provisions of titles I, II, III, and V of this Act.

(b) To such extent as he finds necessary to carry out the provisions of titles I, II, III, and V of this Act, the Administrator is hereby authorized to procure the temporary (not in excess of one year) or

Ante, pp. 379, 383;
post, pp. 393, 399.
Consultants.

intermittent services of experts or consultants or organizations thereof, including stenographic reporting services, by contract or appointment, and in such cases such service shall be without regard to the civil-service and classification laws, and, except in the case of stenographic reporting services by organizations, without regard to section 3709, Revised Statutes, as amended (41 U. S. C. 5).

Post, p. 403.
Personnel from
other agencies.

(c) Notwithstanding the provisions of section 1222 of the Revised Statutes (10 U. S. C. 576) or of any other provision of law, the Administrator in carrying out the functions imposed upon him by this Act is authorized to utilize in his agency the services of officials, officers, and other personnel in other executive agencies, including personnel of the armed services, with the consent of the head of the agency concerned.

CIVIL REMEDIES AND PENALTIES

SEC. 209. (a) Where any property is transferred or disposed of in accordance with this Act and any regulations prescribed hereunder, no officer or employee of the Government shall (1) be liable with respect to such transfer or disposition except for his own fraud, or (2) be accountable for the collection of any purchase price for such property which is determined to be uncollectible by the Federal agency responsible therefor.

Fraud.

(b) Every person who shall use or engage in, or cause to be used or engaged in, or enter into an agreement, combination, or conspiracy to use or engage in or to cause to be used or engaged in, any fraudulent trick, scheme, or device, for the purpose of securing or obtaining, or aiding to secure or obtain, for any person any payment, property, or other benefits from the United States or any Federal agency in connection with the procurement, transfer, or disposition of property hereunder—

Penalties.

(1) shall pay to the United States the sum of \$2,000 for each such act, and double the amount of any damage which the United States may have sustained by reason thereof, together with the cost of suit; or

(2) shall, if the United States shall so elect, pay to the United States, as liquidated damages, a sum equal to twice the consideration agreed to be given by the United States or any Federal agency to such person or by such person to the United States or any Federal agency, as the case may be; or

(3) shall, if the United States shall so elect, restore to the United States the money or property thus secured and obtained and the United States shall retain as liquidated damages any property, money, or other consideration given to the United States or any Federal agency for such money or property, as the case may be.

Jurisdiction.

(c) The several district courts of the United States, the District Court of the United States for the District of Columbia, and the several district courts of the Territories and possessions of the United States, within whose jurisdictional limits the person, or persons, doing or committing such act, or any one of them, resides or shall be found, shall wheresoever such act may have been done or committed, have full power and jurisdiction to hear, try, and determine such suit, and such person or persons as are not inhabitants of or found within the district in which suit is brought may be brought in by order of the court to be served personally or by publication or in such other reasonable manner as the court may direct.

(d) The civil remedies provided in this section shall be in addition to all other criminal penalties and civil remedies provided by law.

REPORTS TO CONGRESS

SEC. 210. The Administrator shall submit a report to the Congress, in January of each year and at such other times as he may deem it desirable, regarding the administration of his functions under this Act, together with such recommendations for amendments to this Act as he may deem appropriate as the result of the administration of such functions, at which time he shall also cite the laws becoming obsolete by reason of passage or operation of the provisions of this Act.

TITLE III—PROCUREMENT PROCEDURE

DECLARATION OF PURPOSE

SEC. 301. The purpose of this title is to facilitate the procurement of supplies and services.

APPLICATION AND PROCUREMENT METHODS

SEC. 302. (a) The provisions of this title shall be applicable to purchases and contracts for supplies or services made—

(1) by the General Services Administration for the use of such agency or otherwise; and

(2) by any other executive agency (except any agency named in section 2 (a) of the Armed Services Procurement Act of 1947), to the extent of and in conformity with authority delegated by the Administrator pursuant to the provisions of this subsection. The Administrator may delegate to the head of any other such agency authority to make purchases and contracts for supplies or services pursuant to the provisions of this title (A) for the use of two or more executive agencies or (B) in other cases upon a determination by the Administrator that by reason of circumstances set forth in such determination such delegation is advantageous to the Government in terms of economy, efficiency, or national security. Notice of every such delegation of authority so made shall be furnished to the General Accounting Office.

(b) It is the declared policy of the Congress that a fair proportion of the total purchases and contracts for supplies and services for the Government shall be placed with small-business concerns. Whenever it is proposed to make a contract or purchase in excess of \$10,000 by negotiation and without advertising, pursuant to the authority of paragraph (7) or (8) of section 302 (c) of this title, suitable advance publicity, as determined by the agency head with due regard to the type of supplies involved and other relevant considerations, shall be given for a period of at least fifteen days, wherever practicable, as determined by the agency head.

(c) All purchases and contracts for supplies and services shall be made by advertising, as provided in section 303, except that such purchases and contracts may be negotiated by the agency head without advertising if—

(1) determined to be necessary in the public interest during the period of a national emergency declared by the President or by the Congress;

(2) the public exigency will not admit of the delay incident to advertising;

(3) the aggregate amount involved does not exceed \$1,000: *Provided*, That no agency other than the General Services Administration shall make any purchase of, or contract for, supplies or services in excess of \$500 under this paragraph except in the

62 Stat. 21.
41 U. S. C., Supp. II,
§ 151 (a).

Delegation of authority.

Small business concerns.

Advance publicity.

Negotiation without advertising.
Post, p. 395.

Limitation.

exercise of authority conferred by the Administrator to procure and furnish supplies and services for the use of two or more executive agencies;

(4) for personal or professional services;

(5) for any service to be rendered by any university, college, or other educational institution;

(6) the supplies or services are to be procured and used outside the limits of the United States and its possessions;

(7) for medicines or medical supplies;

(8) for supplies purchased for authorized resale;

(9) for supplies or services for which it is impracticable to secure competition;

(10) the agency head determines that the purchase or contract is for experimental, developmental, or research work, or for the manufacture or furnishing of supplies for experimentation, development, research, or test: *Provided*, That beginning six months after the effective date of this title and at the end of each six-month period thereafter, there shall be furnished to the Congress a report setting forth the name of each contractor with whom a contract has been entered into pursuant to this paragraph (10) since the date of the last such report, the amount of the contract, and, with due consideration given to the national security, a description of the work required to be performed thereunder;

(11) for supplies or services as to which the agency head determines that the character, ingredients, or components thereof are such that the purchase or contract should not be publicly disclosed;

(12) for equipment which the agency head determines to be technical equipment, and as to which he determines that the procurement thereof without advertising is necessary in special situations or in particular localities in order to assure standardization of equipment and interchangeability of parts and that such standardization and interchangeability is necessary in the public interest;

(13) for supplies or services as to which the agency head determines that bid prices after advertising therefor are not reasonable (either as to all or as to some part of the requirements) or have not been independently arrived at in open competition: *Provided*, That no negotiated purchase or contract may be entered into under this paragraph after the rejection of all or some of the bids received unless (A) notification of the intention to negotiate and reasonable opportunity to negotiate shall have been given by the agency head to each responsible bidder and (B) the negotiated price is the lowest negotiated price offered by any responsible supplier; or

(14) otherwise authorized by law.

(d) If in the opinion of the agency head bids received after advertising evidence any violation of the antitrust laws he shall refer such bids to the Attorney General for appropriate action.

(e) This section shall not be construed to (A) authorize the erection, repair, or furnishing of any public building or public improvement, but such authorization shall be required in the same manner as heretofore, or (B) permit any contract for the construction or repair of buildings, roads, sidewalks, sewers, mains, or similar items to be negotiated without advertising as required by section 303, unless such contract is to be performed outside the continental United States or unless negotiation of such contract is authorized by the provisions of paragraph (1), (2), (3), (9), (10), (11), or (13) of subsection (c) of this section.

Report to Congress.

Violations of anti-trust laws.

Repair, etc., of public buildings.

Post, p. 395.

ADVERTISING REQUIREMENTS

SEC. 303. Whenever advertising is required—

(a) The advertisement for bids shall be made a sufficient time previous to the purchase or contract, and specifications and invitations for bids shall permit such full and free competition as is consistent with the procurement of types of supplies and services necessary to meet the requirements of the agency concerned.

Opening of bids.

(b) All bids shall be publicly opened at the time and place stated in the advertisement. Award shall be made with reasonable promptness by written notice to that responsible bidder whose bid, conforming to the invitation for bids, will be most advantageous to the Government, price and other factors considered: *Provided*, That all bids may be rejected when the agency head determines that it is in the public interest so to do.

Rejection.

REQUIREMENTS OF NEGOTIATED CONTRACTS

SEC. 304. (a) Except as provided in subsection (b) of this section, contracts negotiated pursuant to section 302 (c) may be of any type which in the opinion of the agency head will promote the best interests of the Government. Every contract negotiated pursuant to section 302 (c) shall contain a suitable warranty, as determined by the agency head, by the contractor that no person or selling agency has been employed or retained to solicit or secure such contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees or bona fide established commercial or selling agencies maintained by the contractor for the purpose of securing business, for the breach or violation of which warranty the Government shall have the right to annul such contract without liability or in its discretion to deduct from the contract price or consideration the full amount of such commission, percentage, brokerage, or contingent fee.

Ante, p. 393.

Warranty.

(b) The cost-plus-a-percentage-of-cost system of contracting shall not be used, and in the case of a cost-plus-a-fixed-fee contract the fee shall not exceed 10 per centum of the estimated cost of the contract, exclusive of the fee, as determined by the agency head at the time of entering into such contract (except that a fee not in excess of 15 per centum of such estimated cost is authorized in any such contract for experimental, developmental, or research work and that a fee inclusive of the contractor's costs and not in excess of 6 per centum of the estimated cost, exclusive of fees, as determined by the agency head at the time of entering into the contract, of the project to which such fee is applicable is authorized in contracts for architectural or engineering services relating to any public works or utility project). Neither a cost nor a cost-plus-a-fixed-fee contract nor an incentive-type contract shall be used unless the agency head determines that such method of contracting is likely to be less costly than other methods or that it is impractical to secure supplies or services of the kind or quality required without the use of a cost or cost-plus-a-fixed-fee contract or an incentive-type contract. All cost and cost-plus-a-fixed-fee contracts shall provide for advance notification by the contractor to the procuring agency of any subcontract thereunder on a cost-plus-a-fixed-fee basis and of any fixed-price subcontract or purchase order which exceeds in dollar amount either \$25,000 or 5 per centum of the total estimated cost of the prime contract; and a procuring agency, through any authorized representative thereof, shall have the right to inspect the plans and to audit the books and records of any prime contractor or subcontractor engaged in the performance of a cost or cost-plus-a-fixed-fee contract.

Cost-plus contracts.

Advance notification of subcontract, etc.

ADVANCE PAYMENTS

SEC. 305. (a) The agency head may make advance payments under negotiated contracts heretofore or hereafter executed in any amount not exceeding the contract price upon such terms as the parties shall agree: *Provided*, That advance payments shall be made only upon adequate security and if the agency head determines that provision for such advance payments is in the public interest or in the interest of the national defense and is necessary and appropriate in order to procure required supplies or services under the contract.

Restriction.

Lien in favor of Government.

(b) The terms governing advance payments may include as security provision for, and upon inclusion of such provision there shall thereby be created, a lien in favor of the Government, paramount to all other liens, upon the supplies contracted for, upon the credit balance in any special account in which such payments may be deposited and upon such of the material and other property acquired for performance of the contract as the parties shall agree.

WAIVER OF LIQUIDATED DAMAGES

SEC. 306. Whenever any contract made on behalf of the Government by the agency head or by officers authorized by him so to do includes a provision for liquidated damages for delay, the Comptroller General on the recommendation of the agency head is authorized and empowered to remit the whole or any part of such damages as in his discretion may be just and equitable.

ADMINISTRATIVE DETERMINATIONS AND DELEGATIONS

SEC. 307. (a) The determinations and decisions provided in this title to be made by the Administrator or other agency head may be made with respect to individual purchases and contracts or with respect to classes of purchases or contracts, and shall be final. Except as provided in subsection (b) of this section, the agency head is authorized to delegate his powers provided by this title, including the making of such determinations and decisions, in his discretion and subject to his direction, to any other officer or officers or officials of the agency.

Delegation of powers.

Ante, p. 394.

Ante, p. 394.

Ante, p. 393.

Basis of determination, etc.
Ante, pp. 394, 395.

Preservation of data.

Ante, pp. 393, 394.

(b) The power of the agency head to make the determinations or decisions specified in paragraphs (11) and (12) of section 302 (c) and in section 305 (a) shall not be delegable, and the power to make the determinations or decisions specified in paragraph (10) of section 302 (c) shall be delegable only to a chief officer responsible for procurement and only with respect to contracts which will not require the expenditure of more than \$25,000. The power of the Administrator to make the delegations and determinations specified in section 302 (a) shall be delegable only to the Deputy Administrator or to the chief official of any principal organizational unit of the General Services Administration.

(c) Each determination or decision required by paragraphs (10), (11), (12), or (13) of section 302 (c), by section 304 or by section 305 (a) shall be based upon written findings made by the official making such determination, which findings shall be final and shall be available within the agency for a period of at least six years following the date of the determination. A copy of the findings shall be submitted to the General Accounting Office with the contract.

(d) In any case where any purchase or contract is negotiated pursuant to the provisions of section 302 (c), except in a case covered by paragraphs (2), (3), (4), (5), or (6) thereof, the data with respect to the negotiation shall be preserved in the files of the agency for a period of six years following final payment on such contract.

STATUTES CONTINUED IN EFFECT

SEC. 308. No purchase or contract shall be exempt from the Act of June 30, 1936 (49 Stat. 2036, as amended; 41 U. S. C. 35 to 45), or from the Act of March 3, 1931 (46 Stat. 1494, as amended; 40 U. S. C. 276a to 276a-6), solely by reason of having been entered into pursuant to section 302 (c) hereof without advertising, and the provisions of said Acts and of the Act of June 19, 1912 (37 Stat. 137, as amended; 40 U. S. C. 324 and 325a), if otherwise applicable, shall apply to such purchases and contracts.

40 U. S. C., Supp. II, § 276a-5 note.
Ante, p. 393.

40 U. S. C., Supp. II, § 324.

DEFINITIONS

SEC. 309. As used in this title—

(a) The term "agency head" shall mean the head or any assistant head of any executive agency, and may at the option of the Administrator include the chief official of any principal organizational unit of the General Services Administration.

"Agency head."

(b) The term "supplies" shall mean all property except land, and shall include, by way of description and without limitation, public works, buildings, facilities, ships, floating equipment, and vessels of every character, type and description (except the categories of naval vessels named in section 3 (d)), aircraft, parts, accessories, equipment, machine tools and alteration or installation thereof.

"Supplies."

Ante, p. 378.

STATUTES NOT APPLICABLE

SEC. 310. The following provisions of law shall not apply to the procurement of supplies or services (1) by the General Services Administration, or (2) within the scope of authority delegated by the Administrator to any other executive agency:

Revised Statutes, section 3709, as amended (41 U. S. C. 5);

Revised Statutes, section 3735 (41 U. S. C. 13);

Sections 1 and 2 of the Act of October 10, 1940 (54 Stat. 1109, as amended; 41 U. S. C. 6 and 6a).

Post, p. 403.

41 U. S. C., Supp. II, §§ 6, 6a notes.

TITLE IV—FOREIGN EXCESS PROPERTY

DISPOSAL OF FOREIGN EXCESS PROPERTY

SEC. 401. Each executive agency having foreign excess property shall be responsible for the disposal thereof: *Provided*, That (a) the head of each such executive agency shall, with respect to the disposition of such property, conform to the foreign policy of the United States; (b) the Secretary of State shall have the authority to use foreign currencies and credits acquired by the United States under section 402 (b) of this Act in order to effectuate the purposes of section 32 (b) (2) of the Surplus Property Act of 1944, as amended, and the Foreign Service Buildings Act of May 7, 1926, as amended (including Public Law 547, Seventy-ninth Congress (60 Stat. 663)), and for the purpose of paying any other governmental expenses payable in local currencies, and the authority to amend, modify, and renew agreements in effect on the effective date of this Act; (c) any foreign currencies or credits acquired by the Department of State pursuant to such agreements shall be administered in accordance with procedures that may from time to time be established by the Secretary of the Treasury and, if and when reduced to United States currency, shall be covered into the Treasury as miscellaneous receipts; and (d) the Department of State shall, except to such extent as the President shall otherwise

Authority of Secretary of State.

Post, p. 398.

60 Stat. 754; 44 Stat. 403.

50 U. S. C. app. § 1641 (b) (2); 22 U. S. C. §§ 292-300; Supp. II, § 295a note.
Post, p. 399.

determine, continue to perform other functions with respect to agreements for the disposal of foreign excess property in effect on the effective date of this Act.

METHODS AND TERMS OF DISPOSAL

Disposal without
advertising.

SEC. 402. Foreign excess property may be disposed of (a) by sale, exchange, lease, or transfer, for cash, credit, or other property, with or without warranty, and upon such other terms and conditions as the head of the executive agency concerned deems proper; but in no event shall any property be sold without a condition forbidding its importation into the United States, unless the Secretary of Agriculture (in the case of any agricultural commodity, food, or cotton or woolen goods) or the Secretary of Commerce (in the case of any other property) determines that the importation of such property would relieve domestic shortages or otherwise be beneficial to the economy of this country, or (b) for foreign currencies or credits, or substantial benefits or the discharge of claims resulting from the compromise or settlement of such claims by any executive agency in accordance with the law, whenever the head of the executive agency concerned determines that it is in the interest of the United States to do so. Such property may be disposed of without advertising when the head of the executive agency concerned finds so doing to be most practicable and to be advantageous to the Government. The head of each executive agency responsible for the disposal of foreign excess property may execute such documents for the transfer of title or other interest in property and take such other action as he deems necessary or proper to dispose of such property; and may authorize the abandonment, destruction, or donation of foreign excess property under his control which has no commercial value or the estimated cost of care and handling of which would exceed the estimated proceeds from its sale.

PROCEEDS, FOREIGN CURRENCIES

Ante, p. 389.

Deposits and with-
drawals.

SEC. 403. Proceeds from the sale, lease, or other disposition of foreign excess property, (a) shall, if in the form of foreign currencies or credits, be administered in accordance with procedures that may from time to time be established by the Secretary of the Treasury, and (b) shall, if in United States currency, or when any proceeds in foreign currencies or credits shall be reduced to United States currency, be covered into the Treasury as miscellaneous receipts: *Provided*, That the provisions of section 204 (b) (which by their terms apply to property disposed of under title II) shall be applicable to proceeds of foreign excess property disposed of for United States currency under this title IV: *And provided further*, That any executive agency disposing of foreign excess property under this title (1) may deposit, in a special account with the Treasurer of the United States, such amount of the proceeds of such dispositions as it deems necessary to permit appropriate refunds to purchasers when any disposition is rescinded or does not become final, or payments for breach of any warranty, and (2) may withdraw therefrom amounts so to be refunded or paid, without regard to the origin of the funds withdrawn.

MISCELLANEOUS PROVISIONS

SEC. 404. (a) The President may prescribe such policies, not inconsistent with the provisions of this title, as he shall deem necessary to effectuate the provisions of this title, which provisions shall guide each executive agency in carrying out its functions hereunder.

(b) Any authority conferred upon any executive agency or the head thereof by the provisions of this title may be delegated, and successive redelegation thereof may be authorized, by such head to any official in such agency or to the head of any other executive agency.

Delegation of authority.

(c) The head of each executive agency responsible for the disposal of foreign excess property hereunder may, as may be necessary to carry out his functions under this title, (1) subject to the civil-service and classification laws, appoint and fix the compensation of personnel, and (2) without regard to the civil-service and classification laws, appoint and fix the compensation of personnel outside the continental limits of the United States.

(d) The head of each executive agency responsible for the disposal of foreign excess property under this title shall submit a report to Congress in January of each year or at such other time or times as he may deem desirable relative to its activities under this title, together with any appropriate recommendations.

Report to Congress.

(e) There shall be transferred from the Department of State to each other executive agency affected by this title such records, property, personnel, obligations, commitments, and unexpended balances of appropriations, allocations, and other funds, available or to be made available, as the Director of the Bureau of the Budget shall determine to relate to functions of such agency under this title which have heretofore been administered by the Department of State.

Transfer of personnel, etc.

TITLE V—GENERAL PROVISIONS

APPLICABILITY OF EXISTING PROCEDURES

SEC. 501. All policies, procedures, and directives prescribed—

(a) by either the Director, Bureau of Federal Supply, or the Secretary of the Treasury and relating to any function transferred to or vested in the Administrator, by the provisions of this Act;

(b) by any officer of the Government under the authority of the Surplus Property Act of 1944, as amended, or under other authority with respect to surplus property or foreign excess property;

Infra.

(c) by or under authority of the Federal Works Administrator or the head of any constituent agency of the Federal Works Agency; and

(d) by the Archivist of the United States or any other officer or body whose functions are transferred by title I of this Act, in effect upon the effective date of this Act and not inconsistent herewith, shall remain in full force and effect unless and until superseded, or except as they may be amended, under the authority of this Act or under other appropriate authority.

Ante, p. 379.

REPEAL AND SAVING PROVISIONS

SEC. 502. (a) There are hereby repealed—

(1) the Surplus Property Act of 1944, as amended (except sections 13 (d), 13 (g), 13 (h), 28, and 32 (b) (2)), and sections 501 and 502 of Reorganization Plan Numbered 1 of 1947: *Provided*, That, with respect to the disposal under this Act of any surplus real estate, all priorities and preferences provided for in said Act, as amended, shall continue in effect until 12 o'clock noon (eastern standard time), December 31, 1949;

(2) that portion of the Act entitled "An Act making supplemental appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, and offices, for

58 Stat. 765.
50 U. S. C. app. §§ 1611-1646; Supp. II, app. § 1612 *et seq.*
58 Stat. 771, 781; 62 Stat. 350; 60 Stat. 754; 61 Stat. 678, 952.
50 U. S. C. app. §§ 1622 (d), 1637, 1641 (b) (2); Supp. II, §§ 1622 (g), (b), 1614a note.
Post, pp. 700, 701.

62 Stat. 1202.
50 U. S. C., Supp.
II, app. § 1614a note.

62 Stat. 1233.
5 U. S. C., Supp. II,
§§ 626v-626x; 10 U. S. C.,
Supp. II, §§ 1186-1186b;
34 U. S. C., Supp. II,
§§ 546f-546n.

the fiscal year ending June 30, 1949, and for other purposes", approved June 30, 1948 (Public Law 862, Eightieth Congress), as amended, appearing under the caption "Surplus property disposal";

(3) the Act entitled "An Act to authorize the Secretary of War to dispose of material no longer needed by the Army", approved February 28, 1936 (49 Stat. 1147; 10 U. S. C. 1258);

(4) the Act entitled "An Act to authorize the Secretary of the Navy to dispose of material no longer needed by the Navy", approved May 23, 1930, as amended (46 Stat. 378; 34 U. S. C. 546c);

(5) section 5 of the Act of July 11, 1919 (41 Stat. 67; 40 U. S. C. 311);

(6) the first and second provisos contained in the fifth paragraph under the heading "Division of Supply" in section 1 of the Act of December 20, 1928 (45 Stat. 1030; 40 U. S. C. 311a);

(7) the Act entitled "An Act to authorize the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force to donate excess and surplus property for educational purposes", approved July 2, 1948 (Public Law 889, Eightieth Congress);

(8) section 203 of the Act of June 26, 1943 (57 Stat. 195, as amended; 5 U. S. C. 118d-1);

(9) the Act of April 15, 1937 (50 Stat. 64; 5 U. S. C. 118d);

(10) the second proviso contained in the paragraph of the Act of August 10, 1912 (37 Stat. 296; 5 U. S. C. 545), headed "Contingent expenses, Department of Agriculture";

(11) the second proviso contained in the twentieth paragraph of section 1 of the Act of March 2, 1917 (39 Stat. 973; 5 U. S. C. 494);

(12) the twenty-sixth paragraph under the heading "National Parks" of the Act of January 24, 1923 (42 Stat. 1215; 16 U. S. C. 9);

(13) the fifth paragraph under the heading "Experiments and demonstrations in livestock production in the cane-sugar and cotton districts of the United States" of the Act of June 30, 1914 (38 Stat. 441; 5 U. S. C. 546);

(14) the proviso contained in the second paragraph under the heading "Library, Department of Agriculture" of the Act of March 4, 1915 (38 Stat. 1107; 5 U. S. C. 548);

(15) the second proviso contained in the second paragraph under the heading "Clothing and camp and garrison equipage" of section 1 of the Act of August 29, 1916 (39 Stat. 635; 10 U. S. C. 1271);

(16) the Act of May 11, 1939 (53 Stat. 739; 10 U. S. C. 1271a);

(17) the fifth paragraph under the heading "Office of the Chief Signal Officer" of the Act of May 12, 1917 (40 Stat. 43, as amended; 10 U. S. C. 1272);

(18) the third proviso contained in the second paragraph under the heading "Office of the Chief Signal Officer" of the Act of March 4, 1915 (38 Stat. 1064; 10 U. S. C. 1273);

(19) the fourteenth paragraph under the heading "Smithsonian Institution" of section 1 of the Act of March 3, 1915 (38 Stat. 839; 20 U. S. C. 66);

(20) the second paragraph under the heading "Government hospital for the insane" of section 1 of the Act of August 1, 1914 (38 Stat. 649; 24 U. S. C. 173);

(21) the second paragraph under the heading "Saint Elizabeths Hospital" of section 1 of the Act of June 12, 1917 (40 Stat. 153; 24 U. S. C. 174);

(22) the proviso contained in the second paragraph under the heading "Bureau of Supplies and Accounts" of the Act of August 22, 1912 (37 Stat. 346; 34 U. S. C. 531a);

(23) the second proviso of the first paragraph under the heading "Bureau of Yards and Docks" of the Act of August 29, 1916 (34 U. S. C. 532);

39 Stat. 565.

(24) the proviso contained in the second paragraph under the heading "Maintenance, Quartermaster's Department, Marine Corps" of the Act of March 4, 1917 (39 Stat. 1189; 34 U. S. C. 723);

(25) the twentieth paragraph under the heading "Bureau of Mines" of section 1 of the Act of July 19, 1919 (41 Stat. 200; 40 U. S. C. 118);

(26) the first sentence of section 5 of the Act of March 4, 1915 (38 Stat. 1161; 41 U. S. C. 26);

(27) the third paragraph under the heading "Interstate Commerce Commission" of section 1 of the Act of August 1, 1914 (38 Stat. 627; 49 U. S. C. 58);

(28) the Act of June 6, 1941 (55 Stat. 247; 14 U. S. C. 31b);

(29) section 4 of the Act of June 17, 1910 (36 Stat. 531; 41 U. S. C. 7);

41 U. S. C., Supp. II, § 7 note.

(30) the Act of February 27, 1929 (45 Stat. 1341; 41 U. S. C. 7a, 7b, 7c, and 7d); and

41 U. S. C., Supp. II, § 7c note.

(31) section 1 of the Act of May 14, 1935 (49 Stat. 234; 41 U. S. C. 7c-1).

(b) The provisions of the first, third, and fifth paragraphs of section 1 of Executive Order Numbered 6166 of June 10, 1933, are hereby superseded, insofar as they relate to any function now administered by the Bureau of Federal Supply except functions with respect to standard contract forms.

5 U. S. C. § 132 note.

(c) The authority conferred by this Act is in addition to any authority conferred by any other law and shall not be subject to the provisions of any law inconsistent herewith, except that sections 205 (b) and 206 (c) of this Act shall not be applicable to any Government corporation or agency which is subject to the Government Corporation Control Act (59 Stat. 597; 31 U. S. C. 841).

Ante, pp. 389, 391.

(d) Nothing in this Act shall impair or affect any authority of—

31 U. S. C., Supp. II, § 846 *et seq.*
Ante, p. 356.

(1) the President under the Philippine Property Act of 1946 (60 Stat. 418; 22 U. S. C. 1381);

(2) any executive agency with respect to any phase (including, but not limited to, procurement, storage, transportation, processing, and disposal) of any program conducted for purposes of resale, price support, grants to farmers, stabilization, transfer to foreign governments, or foreign aid, relief, or rehabilitation: *Provided*, That the agency carrying out such program shall, to the maximum extent practicable, consistent with the fulfillment of the purposes of the program and the effective and efficient conduct of its business, coordinate its operations with the requirements of this Act and the policies and regulations prescribed pursuant thereto;

(3) any executive agency named in the Armed Services Procurement Act of 1947, and the head thereof, with respect to the administration of said Act;

62 Stat. 21.
41 U. S. C., Supp. II, §§ 151-161.

(4) the National Military Establishment with respect to property required for or located in occupied territories;

62 Stat. 1225.
50 U. S. C., Supp.
II, §§ 451-462.

50 U. S. C. §§ 98-98h;
Supp. II, § 98 note.
Ante, p. 350.

44 Stat. 403.
22 U. S. C. §§ 292-
300; Supp. II, § 295a
note.

50 U. S. C. app.
§ 1171 (b).

42 U. S. C. §§ 1751-
1760; Supp. II, § 1752
note.

61 Stat. 694.
7 U. S. C. § 1001 *et*
seq.; Supp. II, § 1001
et seq.
Ante, p. 144.
7 U. S. C. § 612c;
Supp. II, § 612c.
Post, p. 1057.

7 U. S. C. § 1291.
60 Stat. 1088.
7 U. S. C. § 1622 (j).

12 U. S. C. § 6402 (b).

48 Stat. 1246.
12 U. S. C. § 1701 *et*
seq.; Supp. II, § 1701c
et seq.
Ante, pp. 29, 57; *post*,
pp. 421, 581, 905.
Ante, p. 384.

"Airport property";
"airway property."

49 U. S. C., Supp.
II, §§ 1151-1160.

(5) the Secretary of Defense with respect to the administration of the National Industrial Reserve Act of 1948;

(6) the Secretary of Defense, the Munitions Board, and the Secretaries of the Army, Navy, and Air Force with respect to the administration of the Strategic and Critical Materials Stock Piling Act (60 Stat. 596), and provided that any imported materials which the authorized procuring agency shall certify to the Commissioner of Customs to be strategic and critical materials procured under said Act may be entered, or withdrawn from warehouse, free of duty;

(7) the Secretary of State under the Foreign Service Buildings Act of May 7, 1926, as amended;

(8) the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force with respect to the administration of section 1 (b) of the Act entitled "An Act to expedite the strengthening of the national defense", approved July 2, 1940 (54 Stat. 712);

(9) the Secretary of Agriculture or the Department of Agriculture under (A) the National School Lunch Act (60 Stat. 230); (B) the Farmers Home Administration Act of 1946 (60 Stat. 1062); (C) the Act of August 31, 1947, Public Law 298, Eightieth Congress, with respect to the disposal of labor supply centers, and labor homes, labor camps, or facilities; (D) section 32 of the Act of August 24, 1935 (49 Stat. 774), as amended, with respect to the exportation and domestic consumption of agricultural products; or (E) section 201 of the Agricultural Adjustment Act of 1938 (52 Stat. 36) or section 203 (j) of the Agricultural Marketing Act of 1946 (60 Stat. 1082);

(10) the Secretary of Agriculture, Farm Credit Administration, or any farm credit board under section 6 (b) of the Farm Credit Act of 1937 (50 Stat. 706), with respect to the acquisition or disposal of property;

(11) the Housing and Home Finance Agency, or any officer or constituent agency therein, with respect to the disposal of residential property, or of other property (real or personal) held as part of or acquired for or in connection with residential property, or in connection with the insurance of mortgages, loans, or savings and loan accounts under the National Housing Act;

(12) the Tennessee Valley Authority with respect to nonpersonal services, with respect to the matters referred to in section 201 (a) (4), and with respect to any property acquired or to be acquired for or in connection with any program of processing, manufacture, production, or force account construction: *Provided*, That the Tennessee Valley Authority shall to the maximum extent that it may deem practicable, consistent with the fulfillment of the purpose of its program and the effective and efficient conduct of its business, coordinate its operations with the requirements of this Act and the policies and regulations prescribed pursuant thereto;

(13) the Atomic Energy Commission;

(14) the Administrator of Civil Aeronautics or the Chief of the Weather Bureau with respect to the disposal of airport property and airway property for use as such property. For the purpose of this paragraph the terms "airport property" and "airway property" shall have the respective meanings ascribed to them in the International Aviation Facilities Act (62 Stat. 450);

(15) the Postmaster General or the Postal Establishment with respect to the means and methods of distribution and transportation of the mails, and contracts, negotiations, and proceedings

before Federal and State regulatory and rate-making bodies, relating to the transportation of the mails;

(16) the United States Maritime Commission with respect to the construction, reconstruction, and reconditioning (including outfitting and equipping incident to the foregoing), the acquisition, procurement, operation, maintenance, preservation, sale, lease, or charter of any merchant vessel or of any shipyard, ship site, terminal, pier, dock, warehouse, or other installation necessary or appropriate for the carrying out of any program of such Commission authorized by law, or nonadministrative activities incidental thereto: *Provided*, That the United States Maritime Commission shall to the maximum extent that it may deem practicable, consistent with the fulfillment of the purposes of such programs and the effective and efficient conduct of such activities, coordinate its operations with the requirements of this Act, and the policies and regulations prescribed pursuant thereto;

(17) Central Intelligence Agency;

(18) except as provided in subsections (a) and (b) hereof, any other law relating to the procurement, utilization, or disposal of property: *Provided*, That, subject to, and within the scope of authority conferred on the Administrator by other provisions of this Act, he is authorized to prescribe regulations to govern any procurement, utilization, or disposal of property under any such law, whenever but only to the extent he deems such action necessary to effectuate the provisions of title II; nor

Ante, pp. 399, 401.

(19) for such period of time as the President may specify, any other authority of any executive agency which the President determines within one year after the effective date of this Act should, in the public interest, stand unimpaired by this Act.

Ante, p. 383.

(e) Section 3709, Revised Statutes, as amended (41 U. S. C. 5), is amended by striking out "\$100" wherever it appears therein and inserting in lieu thereof "\$500".

AUTHORIZATIONS FOR APPROPRIATIONS AND TRANSFER AUTHORITY

SEC. 503. (a) There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

(b) When authorized by the Director of the Bureau of the Budget, any Federal agency may use, for the disposition of property under this Act, and for its care and handling pending such disposition, any funds heretofore or hereafter appropriated, allocated, or available to it for purposes similar to those provided for in sections 201, 202, 203, and 205 of this Act.

Ante, pp. 383-385, 389.

SEPARABILITY

SEC. 504. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of this Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

EFFECTIVE DATE

SEC. 505. This Act shall become effective on July 1, 1949, except that the provisions of section 502 (a) (2) (repealing prior law relating to the disposition of the affairs of the War Assets Administration) shall become effective on June 30, 1949.

Ante, p. 399.

Approved June 30, 1949.

[CHAPTER 289]

AN ACT

June 30, 1949
[H. R. 5044]
[Public Law 153]

To continue for a temporary period certain powers, authority, and discretion in respect to tin and tin products conferred upon the President by the Second Decontrol Act of 1947, and for other purposes.

Second War Powers
Act, 1942, amend-
ments.
66 Stat. 187; 61 Stat.
322; 62 Stat. 58, 342.
50 U. S. C., Supp.
II, app. § 645 (b).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 1501 of the Second War Powers Act, 1942, as amended by the Second Decontrol Act of 1947 (Public Law 188, Eightieth Congress), and as further amended by the Act of February 28, 1948 (Public Law 427, Eightieth Congress), and by the Act of June 4, 1948 (Public Law 606, Eightieth Congress), is hereby amended by inserting after "June 30, 1949" the words "except as otherwise provided in subsection (b) (1) (A) below". Subsection (b) (1) (A) is hereby amended by inserting before the semicolon at the end thereof a comma and the following: "until the close of June 30, 1950". Subsection (c) of such section 1501 is hereby amended by striking out "June 30, 1949" and inserting in lieu thereof "June 30, 1950".

61 Stat. 323.
50 U. S. C., Supp.
II, app. § 645 (c).

Approved June 30, 1949.

[CHAPTER 290]

JOINT RESOLUTION

June 30, 1949
[H. J. Res. 284]
[Public Law 154]

Making temporary appropriations for the fiscal year 1950, and for other purposes.

Temporary appro-
priation, 1950.
Post, pp. 485, 614,
696.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) there are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, such amounts as may be necessary to permit departments, agencies, corporations, or other organizational units in any branch of the Government for which appropriations, funds, or other authority (including limitations, restrictions, or permissive provisions) would be made available for use or application in the fiscal year 1950 by any appropriation Act (such Act not being law on July 1, 1949), to carry out their projects or activities until the approval of the applicable appropriation Act, to the extent and in the manner which would be provided for in appropriations, funds, or other authority granted by such Act: *Provided*, That in any case where the amount to be made available or the authority to be granted under any such Act as passed by the House of Representatives is different from the amount to be made available or the authority to be granted under such Act as passed by the Senate, the pertinent project or activity shall be carried out under whichever amount is lesser or whichever authority is more restrictive: *Provided further*, That in any case where an item is included in an appropriation Act which has been passed by only one House, or where an item is included in only one version of an Act passed by both Houses, for a project or activity for which funds were provided by Congress for the fiscal year 1949, such project or activity shall be carried on under the appropriation, funds, or authority granted by the one House, but in no event at a rate higher than that provided for the fiscal year 1949.

(b) There are hereby appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, such amounts as may be necessary to permit departments, agencies, corporations, or other organizational units in any branch of the Government to carry out projects or activities for which funds were provided by Congress for the fiscal year 1949.

and for which a Budget estimate for the fiscal year 1950 was transmitted to the Congress prior to July 1, 1949, but for which no provision is contained in any bill pending in Congress on July 1, 1949, at the rate provided for under any corresponding appropriation for the fiscal year 1949 or the Budget estimate for 1950, whichever is smaller; except that in the case of activities (other than those of the Treasury Department) transferred to the General Services Administration by H. R. 4754 (Eighty-first Congress) when enacted into law, there are hereby appropriated such amounts as may be necessary to carry out such activities to the extent and in the manner which would be provided for in Budget estimates transmitted to the Congress for the fiscal year 1950.

Ante, p. 377.

(c) Appropriations and funds made available, and authority granted, pursuant to this joint resolution shall be determined under the terms hereof by reference to the status of the pertinent appropriation Acts and Budget estimates on July 1, 1949, and shall continue to be available in the amount and in the manner so determined until (1) enactment into law of the applicable appropriation Act, or (2) the date both Houses shall have acted and failed to make an appropriation, or (3) July 31, 1949, whichever first occurs.

Availability of appropriations.

(d) Expenditures from appropriations or funds made available pursuant to this joint resolution shall be charged to any applicable appropriation or fund when the bill in which it is contained is enacted into law.

Post, pp. 485, 614, 696.

Approved June 30, 1949.

[CHAPTER 292]

AN ACT

To continue for a temporary period certain powers, authority, and discretion for the purpose of exercising, administering, and enforcing import controls with respect to fats and oils (including butter), and rice and rice products.

^{July 1, 1949}
[H. R. 5240]
[Public Law 155]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, title III of the Second War Powers Act, 1942, as amended, and the amendments to existing law made by such title shall continue in effect until July 1, 1950, for the purpose of authorizing the exercising, administering, and enforcing of import controls with respect to fats and oils (including oil-bearing materials, fatty acids, butter, soap and soap powder, but excluding petroleum and petroleum products) and rice and rice products, upon a determination by the President that such controls are (a) essential to the acquisition or distribution of products in world short supply or (b) essential to the orderly liquidation of temporary surpluses of stocks owned or controlled by the Government: *Provided, however*, That such controls shall be removed as soon as the conditions giving rise to them have ceased.

56 Stat. 177.
50 U. S. C. app. § 633;
Supp. II, § 633 notes.

Approved July 1, 1949.

[CHAPTER 296]

AN ACT

To authorize certain Government printing, binding, and blank-book work elsewhere than at the Government Printing Office if approved by the Joint Committee on Printing.

^{July 5, 1949}
[H. R. 4878]
[Public Law 156]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second proviso of section 11 of the Act entitled "An Act making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June 30, 1920, and for other purposes",

Government printing and binding.

40 Stat. 1270.
44 U. S. C. § 111.

approved March 1, 1919 (40 Stat. 1213), is amended to read as follows: "*Provided further*, That all printing, binding, and blank-book work for Congress, the Executive Office, the Judiciary (other than the Supreme Court of the United States), and every executive department, independent office, and establishment of the Government, shall be done at the Government Printing Office, except (1) such classes of work as shall be deemed by the Joint Committee on Printing to be urgent or necessary to have done elsewhere; and (2) printing in field printing plants operated by any such executive department, independent office, or establishment, and the procurement of printing by any such executive department, independent office, or establishment from allotments for contract field printing, if approved by the Joint Committee on Printing."

Approved July 5, 1949.

[CHAPTER 297]

JOINT RESOLUTION

July 5, 1949
[H. J. Res. 240]
[Public Law 157]

Authorizing the erection in the District of Columbia of a statue of Simon Bolivar.

Statue of Simon
Bolivar.

Approval of plans
for site, etc.

Time limitation.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to grant authority to the Simon Bolivar Memorial Foundation, Washington, District of Columbia, to erect a bronze statue of the liberator, Simon Bolivar, the gift of the Government of Venezuela, including pedestal, on an appropriate site on grounds now owned by the United States in the District of Columbia: *Provided*, That the design of the statue, including the pedestal, and the site chosen shall be approved by the National Commission of Fine Arts, and the United States shall be put to no expense in or by the erection of this statue and proper landscape treatment of the site, so as to provide a proper setting, including planting, walks, and curbs: *Provided further*, That unless the erection of this statue is begun within five years from and after the date of passage of this joint resolution, the authorization hereby granted is revoked.

Approved July 5, 1949.

[CHAPTER 298]

AN ACT

To amend the Act of June 18, 1929.

July 6, 1949
[H. R. 3198]
[Public Law 158]

46 Stat. 22,
13 U. S. C. §§ 111,
203; Supp. II, § 111;
5 U. S. C. § 133t note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the fourth sentence in the last paragraph of section 3 of an Act entitled "An Act to provide for the fifteenth and subsequent decennial censuses and to provide for apportionment of Representatives in Congress", approved June 18, 1929 (46 Stat. 21), as amended by section 404 of the Second Reorganization Plan (53 Stat. 1436), be amended by striking out "the Fifteenth" and inserting in lieu thereof "each".

Sec. 2. Amend the third sentence of the last paragraph of section 3 of an Act entitled "An Act to provide for the fifteenth and subsequent decennial censuses and to provide for apportionment of Representatives in Congress," approved June 18, 1929 (46 Stat. 21), as amended by section 404 of the Second Reorganization Plan (53 Stat. 1436), by striking out the third sentence and inserting in lieu thereof "The enlisted men and officers of the armed services may be appointed and compensated for the enumeration of personnel of the armed forces."

Approved July 6, 1949.

[CHAPTER 299]

AN ACT

To permit the Comptroller General to pay claims chargeable against lapsed appropriations and to provide for the return of unexpended balances of such appropriations to the surplus fund.

July 6, 1949
[H. R. 3549]
[Public Law 159]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, except as otherwise provided by law, all balances of appropriations contained in the annual appropriation bills and made specifically for the service of any fiscal year shall only be applied to the payment of expenses properly incurred during that year, or to the fulfillment of contracts properly made within that year.

Surplus Fund—Certified Claims Act of 1949.

SEC. 2. Unless a longer period of availability for expenditure is specifically provided in an appropriation or other law, on July 1 in each year the unexpended balances of all appropriations which shall have remained upon the books of the Government for two fiscal years following the fiscal year or years for which appropriated shall lapse and the Secretary of the Treasury shall cause such balances to be transferred to a consolidated appropriation account, to be known as "Payment of certified claims", and such funds shall remain available until expended for the payment of claims, within the limits of and chargeable to the respective balances of any lapsed appropriations, which may be certified by the Comptroller General of the United States to be lawfully due: *Provided*, That this section shall not apply to permanent specific appropriations or appropriations for rivers and harbors, lighthouses, or public buildings (which shall continue available until otherwise ordered by the Congress) or to appropriations for the Post Office Department or the postal service: *Provided further*, That on July 1 of each year, all funds in the appropriation account "Payment of certified claims", certified by the Comptroller General of the United States as not required for the payment of claims thereunder, shall be carried to the surplus fund of the Treasury.

Payment of certified claims account.

Nonapplicability.

Surplus fund.

SEC. 3. This Act shall be effective July 1, 1949, and shall supersede the provisions of law codified as sections 712, 713, 714, and 716 of title 31 and section 266 of title 5, United States Code, which, on the effective date of this Act, are hereby repealed.

Effective date.

SEC. 4. This Act may be cited as the "Surplus Fund—Certified Claims Act of 1949".

Short title.

Approved July 6, 1949.

[CHAPTER 300]

AN ACT

To correct inequities in the pay of certain officers and employees of the Federal Government and of the government of the District of Columbia.

July 6, 1949
[H. R. 5100]
[Public Law 160]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a), effective as of the first day of the first pay period which began after June 30, 1948, each of the rates of basic compensation provided by sections 412 and 415 of the Foreign Service Act of 1946 (U. S. C., 1946 edition, title 22, secs. 867 and 870) which do not exceed \$10,000 is hereby increased by \$330.

Certain Federal and D. C. employees. Compensation increase.

60 Stat. 1003.

(b) No additional compensation shall be payable by reason of the enactment of this section for any period prior to the date of enactment of this Act in the case of any person who is not a Foreign Service

Night and holiday work.

59 Stat. 296, 298.
5 U. S. C. §§ 911, 921,
922; Supp. II, § 922
note.

62 Stat. 1260.
39 U. S. C., Supp.
II, § 878a note.

Ante, p. 112.

59 Stat. 296, 298.
5 U. S. C. §§ 911, 921,
922; Supp. II, § 922
note.
62 Stat. 1260.
39 U. S. C., Supp. II,
§ 878a note.
Ante, p. 112.

officer, a Foreign Service Reserve officer, or a Foreign Service staff officer or employee on such date.

(c) No person whose compensation is increased by this section shall be entitled to any overtime pay, or compensation for night and holiday work, as provided in sections 201, 301, and 302 of the Federal Employees Pay Act of 1945, as amended, based on the additional compensation provided by this section for any pay period ending prior to the date of enactment of this Act.

SEC. 2. (a) The additional compensation provided by the Postal Rate Revision and Federal Employees Salary Act of 1948 to which employees in or under the municipal government of the District of Columbia are entitled, as of the effective date of the District of Columbia Revenue Act of 1949, shall commence as of the first day of the first pay period which began after June 30, 1948.

(b) No additional compensation shall be payable by reason of the enactment of this section in the case of any person who is not an employee in or under the municipal government of the District of Columbia on the date of enactment of this Act.

(c) No employee in or under the municipal government of the District of Columbia shall be entitled to any overtime pay, or compensation for night and holiday work, as provided in sections 201, 301, and 302 of the Federal Employees Pay Act of 1945, as amended, based on the additional compensation provided by the Postal Rate Revision and Federal Employees Salary Act of 1948 and by this section for any pay period ending prior to the effective date of the District of Columbia Revenue Act of 1949.

Approved July 6, 1949.

[CHAPTER 301]

AN ACT

July 9, 1949
[H. R. 2282]
[Public Law 161]

To make certain Government-owned facilities available for international broadcasting in the furtherance of authorized programs of the Department of State, and for other purposes.

Transfer of certain broadcasting facilities.

62 Stat. 6.
22 U. S. C., Supp.
II, §§ 1431-1479.

58 Stat. 765.
50 U. S. C. app.
§§ 1611-1646; Supp. II,
§ 1612 note *et seq.*
Ante, p. 399.

Report to Congress.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of assuring continued operation of the facilities hereinafter described for international broadcasting as a means of achieving the objectives of the United States Information and Educational Exchange Act of 1948 (Public Law 402, Eightieth Congress) under authority of that Act, the Reconstruction Finance Corporation, as successor to Defense Plant Corporation, shall transfer, without regard to the provisions of the Surplus Property Act of 1944, as amended, and without reimbursement or transfer of funds, to the Secretary of State (hereinafter referred to as the "Secretary") all of its right, title, and interest in and to the facilities known as Plancors 1805, 1985, and 1986 located in Butler County, Ohio, in the vicinity of Delano, California, and Dixon, California, respectively, together with the equipment and other property appurtenant thereto. For the purposes of this Act, the Secretary is authorized to acquire property or rights or interests therein necessary or desirable for the operation of such facilities by purchase, lease, gift, transfer, condemnation, or otherwise.

SEC. 2. Whenever the Secretary finds that the operation of the facilities herein authorized to be transferred is no longer necessary or desirable, he shall report such fact to Congress with his recommendations for the disposition of such facilities.

SEC. 3. The Department of State shall assume all obligations of the Reconstruction Finance Corporation covering operations of said facilities, equipment, and appurtenant property outstanding at the date of transfer.

Approved July 9, 1949.

[CHAPTER 302]

JOINT RESOLUTION

Authorizing an appropriation for the work of the President's Committee on National Employ the Physically Handicapped Week.

July 11, 1949
[H. J. Res. 228]
[Public Law 162]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to effectuate the purposes of National Employ the Physically Handicapped Week and in order to enable the President to provide the President's Committee on National Employ the Physically Handicapped Week with adequate personnel to assist in its activities, and otherwise to provide the committee with the means of carrying out a program to promote the employment of physically handicapped persons, by creating Nation-wide interest in the rehabilitation and employment of the handicapped and by obtaining and maintaining cooperation from all public and private groups in the field, there is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, not to exceed the sum of \$75,000 to be expended in such manner and by such agencies as the President may direct, for the work of the President's Committee on National Employ the Physically Handicapped Week.

President's Committee on National Employ the Physically Handicapped Week.

Appropriation authorized.
Post, p. 876.

Approved July 11, 1949.

[CHAPTER 304]

AN ACT

To transfer the trawlers Alaska and Oregon from the Reconstruction Finance Corporation to the Fish and Wildlife Service

July 13, 1949
[H. R. 4252]
[Public Law 163]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Reconstruction Finance Corporation is hereby authorized and directed to transfer the trawlers Alaska and Oregon, and all their equipment, to the Fish and Wildlife Service of the Department of the Interior. Such transfer shall be without reimbursement or transfer of funds.

Trawlers *Alaska* and *Oregon*.

SEC. 2. There is hereby authorized to be appropriated such sums as may be necessary for the maintenance, repair, alteration, improvement, equipment, and operation of the vessels transferred pursuant to the first section of this Act.

Appropriation authorized.

Approved July 13, 1949.

[CHAPTER 305]

AN ACT

To amend the Federal Food, Drug, and Cosmetic Act of June 25, 1938, as amended, by providing for the certification of batches of drugs composed wholly or partly of any kind of aureomycin, chloramphenicol, and bacitracin, or any derivative thereof.

July 13, 1949
[H. R. 3151]
[Public Law 164]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 502 (1) of the Federal Food, Drug, and Cosmetic Act of June 25, 1938, as amended (U. S. C., 1946 edition, title 21, ch. 9), is amended by deleting the word "or" preceding the word "streptomycin" and inserting in lieu thereof a comma and by inserting after the word "streptomycin" the following: ", aureomycin, chloramphenicol, or bacitracin."

Federal Food, Drug, and Cosmetic Act, amendments.
59 Stat. 463; 61 Stat. 11.
21 U. S. C., Supp. II, § 352.

SEC. 2. (a) The heading of section 507 of such Act, as amended, is amended by deleting the word "or" preceding the word "STREPTOMYCIN" and inserting in lieu thereof a comma and by adding at the end of such heading the following: ", AUREOMYCIN, CHLORAMPHENICOL, OR BACITRACIN".

59 Stat. 463; 61 Stat. 12.
21 U. S. C., Supp. II, § 357 (a).

(b) The first sentence of subsection (a) of such section 507 is amended by deleting the word "or" preceding the word "streptomycin"

and inserting in lieu thereof a comma and by inserting after the word "streptomycin" the following: ", aureomycin, chloramphenicol, or bacitracin,".

Approved July 13, 1949.

[CHAPTER 306]

AN ACT

July 13, 1949
[H. R. 3680]
[Public Law 165]

To authorize the Secretary of Agriculture to quitclaim five and one-tenth acres of land in Washington County, Mississippi, to the Mississippi State College.

Mississippi State
College.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized and directed to convey by quitclaim deed to the Mississippi State College that certain tract of land situated in the county of Washington, State of Mississippi, described as follows:

Commencing at an iron corner at the northeast corner of section 10, township 18 north, range 7 west; thence south five degrees fifty minutes west two thousand seven hundred and seventy-seven feet to the point of beginning, the same being the southeast corner of the tract described; thence south eighty-four degrees seven minutes west one thousand twenty-nine and nine-tenths feet to the southwest corner of the tract; thence north no degrees thirty-eight minutes east two hundred and sixteen feet to the northwest corner of the tract; thence north eighty-four degrees seven minutes east one thousand twenty and nine-tenths feet to the northeast corner of the tract; thence south no degrees thirty-eight minutes west two hundred and sixteen feet to the point of beginning, and containing five and one-tenth acres, more or less.

Approved July 13, 1949.

[CHAPTER 307]

AN ACT

July 13, 1949
[H. R. 3717]
[Public Law 166]

To repeal the Act of July 24, 1946, relating to the Swan Island Animal Quarantine Station.

21 U. S. C. § 133.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of July 24, 1946 (60 Stat. 633), authorizing the Secretary of Agriculture to establish and maintain on Swan Island an international animal quarantine station, is hereby repealed.

Approved July 13, 1949.

[CHAPTER 332]

AN ACT

July 13, 1949
[H. R. 20]
[Public Law 167]

To amend the Act of August 1, 1947, as amended, to authorize the creation of ten professional and scientific positions in the headquarters and research stations of the National Advisory Committee for Aeronautics.

Professional and sci-
entific service.
61 Stat. 715.
5 U. S. C., Supp. II,
§§ 171p, 230, 476, 626t.

Departments of
Army, Navy, and Air
Force.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act to authorize the creation of additional positions in the professional and scientific service in the War and Navy Departments", approved August 1, 1947, as amended, is hereby amended to read as follows:

"That (a) the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force are respectively authorized to establish and fix the compensation for, within their respective departments, not more than thirteen positions each, and the Secretary of Defense is authorized to establish and fix the compensation for not

more than six positions, each such position being established to effectuate those research and development functions, relating to the national defense, military and naval medicine, and any and all other activities of the National Military Establishment which requires the services of specially qualified scientific or professional personnel.

“(b) The Chairman of the National Advisory Committee for Aeronautics is authorized to establish and fix the compensation for, in the headquarters and research stations of the National Advisory Committee for Aeronautics, not to exceed ten positions in the professional and scientific service, each such position being established in order to enable the National Advisory Committee for Aeronautics to secure and retain the services of specially qualified personnel necessary in the discharge of the duty of the committee to supervise and direct the scientific study of the problems of flight with a view to their practical solution.

National Advisory
Committee for Aero-
nautics.

“(c) The rates of compensation for positions established pursuant to the provisions of this Act shall not be less than \$10,000 per annum nor more than \$15,000 per annum and shall be subject to the approval of the Civil Service Commission.”

Rates of compensa-
tion.

SEC. 2. Section 3 of such Act of August 1, 1947, as amended, is hereby amended to read as follows:

61 Stat. 715.
5 U. S. C., Supp. II,
§ 171r.
Reports to Congress.

“SEC. 3. The Secretary of Defense and the Chairman of the National Advisory Committee for Aeronautics shall submit to the Congress, not later than December 31 of each year, a report setting forth the number of positions established pursuant to this Act in the National Military Establishment and in the headquarters and research stations of the National Advisory Committee for Aeronautics, respectively, during that calendar year, and the name, rate of compensation, and description of the qualifications of each incumbent, together with a statement of the functions performed by each. In any instance where the Secretary or the Chairman, respectively, may consider full public report on these items detrimental to the national security, he is authorized to omit such items from his annual report and, in lieu thereof, to present such information in executive sessions of such committees of the Senate and House of Representatives as the presiding officers of those bodies shall designate.”

Approved July 13, 1949.

[CHAPTER 333]

AN ACT

Relating to the payment of fees, expenses, and costs of jurors.

July 14, 1949
[S. 1042]
[Public Law 168]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second, third, and fourth paragraphs of section 1871 of title 28 of the United States Code, entitled “Judiciary and Judicial Procedures”, are hereby amended to read as follows:

62 Stat. 953.
28 U. S. C., Supp.
II, § 1871.
Ante, p. 103.

“For actual attendance at the place of trial or hearing and for the time necessarily occupied in going to and from such place at the beginning and end of such service or at any time during the same, \$7 per day, except that any juror required to attend more than thirty days in hearing one case may be paid in the discretion and upon the certification of the trial judge a per diem fee not exceeding \$10 for each day in excess of thirty days he is required to hear such case.

Jurors’ fees, ex-
penses, and costs.

“For the distance necessarily traveled to and from a juror’s residence by the shortest practicable route in going to and returning from the place of service at the beginning and at the end of the term of service and for all additional necessary daily transportation expense,

7 cents per mile, except that if daily travel appears impracticable, subsistence of \$5 per day shall be allowed. Whenever in any case the jury is ordered to be kept together and not to separate, the cost of subsistence during such period shall be paid by the United States marshal upon the order of the court in lieu of the foregoing subsistence allowance.

"Jury fees and travel and subsistence allowances provided by this section shall be paid by the United States marshal on the certificate of the clerk of the court, and in the case of jury fees in excess of \$7 per diem, when allowed as hereinabove provided, on the certificate of the trial judge."

Approved July 14, 1949.

[CHAPTER 335]

AN ACT

For the relief of Nevada County, California.

July 14, 1949
[H. R. 52]
[Public Law 169]

Nevada County,
Calif.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Nevada County, California, the sum of \$10,341. The payment of such sum shall be in full settlement of all claims against the United States on account of damage to roads in such county by reason of heavy military traffic upon such roads during the period when the Thirteenth Armored Division was stationed at Camp Beale, California: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 14, 1949.

[CHAPTER 336]

AN ACT

To provide for further contributions to the International Children's Emergency Fund.

July 14, 1949
[H. R. 2785]
[Public Law 170]

International Chil-
dren's Emergency
Fund.

62 Stat. 157.
22 U. S. C., Supp.
II, §§ 1531-1535.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to enable the President through June 30, 1950, to carry out the purpose of the International Children's Emergency Fund Assistance Act of 1948 (title II of the Foreign Assistance Act of 1948) the date "1949", wherever it appears in such Act, is hereby amended to read "1950", and in section 206 of such Act the word "through" is hereby substituted for the words "for the fiscal year ending": *Provided however*, That in authorizing such continued extension of United States participation in the International Emergency Children's Fund, it is the expressed intention of the Congress that such participation by the United States shall cease on June 30, 1950.

SEC. 2. Funds appropriated by the second paragraph of title I of the Foreign Aid Appropriation Act, 1949, shall remain available through June 30, 1950.

62 Stat. 1056.

Approved July 14, 1949.

[CHAPTER 338]

AN ACT

To establish a national housing objective and the policy to be followed in the attainment thereof, to provide Federal aid to assist slum-clearance projects and low-rent public housing projects initiated by local agencies, to provide for financial assistance by the Secretary of Agriculture for farm housing, and for other purposes.

July 15, 1949
[S. 1070]
[Public Law 171]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Housing Act of 1949".

Housing Act of 1949.

DECLARATION OF NATIONAL HOUSING POLICY

SEC. 2. The Congress hereby declares that the general welfare and security of the Nation and the health and living standards of its people require housing production and related community development sufficient to remedy the serious housing shortage, the elimination of substandard and other inadequate housing through the clearance of slums and blighted areas, and the realization as soon as feasible of the goal of a decent home and a suitable living environment for every American family, thus contributing to the development and redevelopment of communities and to the advancement of the growth, wealth, and security of the Nation. The Congress further declares that such production is necessary to enable the housing industry to make its full contribution toward an economy of maximum employment, production, and purchasing power. The policy to be followed in attaining the national housing objective hereby established shall be: (1) private enterprise shall be encouraged to serve as large a part of the total need as it can; (2) governmental assistance shall be utilized where feasible to enable private enterprise to serve more of the total need; (3) appropriate local public bodies shall be encouraged and assisted to undertake positive programs of encouraging and assisting the development of well-planned, integrated residential neighborhoods, the development and redevelopment of communities, and the production, at lower costs, of housing of sound standards of design, construction, livability, and size for adequate family life; (4) governmental assistance to eliminate substandard and other inadequate housing through the clearance of slums and blighted areas, to facilitate community development and redevelopment, and to provide adequate housing for urban and rural nonfarm families with incomes so low that they are not being decently housed in new or existing housing shall be extended to those localities which estimate their own needs and demonstrate that these needs are not being met through reliance solely upon private enterprise, and without such aid; and (5) governmental assistance for decent, safe, and sanitary farm dwellings and related facilities shall be extended where the farm owner demonstrates that he lacks sufficient resources to provide such housing on his own account and is unable to secure necessary credit for such housing from other sources on terms and conditions which he could reasonably be expected to fulfill. The Housing and Home Finance Agency and its constituent agencies, and any other departments or agencies of the Federal Government having powers, functions, or duties with respect to housing, shall exercise their powers, functions, and duties under this or any other law, consistently with the national housing policy declared by this Act and in such manner as will facilitate sustained progress in attaining the national housing objective

hereby established, and in such manner as will encourage and assist (1) the production of housing of sound standards of design, construction, livability, and size for adequate family life; (2) the reduction of the costs of housing without sacrifice of such sound standards; (3) the use of new designs, materials, techniques, and methods in residential construction, the use of standardized dimensions and methods of assembly of home-building materials and equipment, and the increase of efficiency in residential construction and maintenance; (4) the development of well-planned, integrated, residential neighborhoods and the development and redevelopment of communities; and (5) the stabilization of the housing industry at a high annual volume of residential construction.

TITLE I—SLUM CLEARANCE AND COMMUNITY DEVELOPMENT AND REDEVELOPMENT

LOCAL RESPONSIBILITIES

SEC. 101. In extending financial assistance under this title, the Administrator shall—

(a) give consideration to the extent to which appropriate local public bodies have undertaken positive programs (1) for encouraging housing cost reductions through the adoption, improvement, and modernization of building and other local codes and regulations so as to permit the use of appropriate new materials, techniques, and methods in land and residential planning, design, and construction, the increase of efficiency in residential construction, and the elimination of restrictive practices which unnecessarily increase housing costs, and (2) for preventing the spread or recurrence, in such community, of slums and blighted areas through the adoption, improvement, and modernization of local codes and regulations relating to land use and adequate standards of health, sanitation, and safety for dwelling accommodations; and

(b) encourage the operations of such local public agencies as are established on a State, or regional (within a State), or unified metropolitan basis or as are established on such other basis as permits such agencies to contribute effectively toward the solution of community development or redevelopment problems on a State, or regional (within a State), or unified metropolitan basis.

LOANS

Redevelopment of
project areas.

SEC. 102. (a) To assist local communities in eliminating their slums and blighted areas and in providing maximum opportunity for the redevelopment of project areas by private enterprise, the Administrator may make temporary and definitive loans to local public agencies for the undertaking of projects for the assembly, clearance, preparation, and sale and lease of land for redevelopment. Such loans (outstanding at any one time) shall be in such amounts not exceeding the expenditures to be made by the local public agency as part of the gross project cost, bear interest at such rate (not less than the applicable going Federal rate), be secured in such manner, and be repaid within such period (not exceeding, in the case of definitive loans, forty years from the date of the bonds evidencing such loans), as may be deemed advisable by the Administrator.

Provision of public
buildings or facilities.

(b) In connection with any project on land which is open or predominantly open, the Administrator may make temporary loans to municipalities or other public bodies for the provision of public buildings or facilities necessary to serve or support the new uses of land in the project area. Such temporary loans shall be in such amounts

not exceeding the expenditures to be made for such purpose, bear interest as such rate (not less than the applicable going Federal rate), be secured in such manner, and be repaid within such period (not exceeding ten years from the date of the obligations evidencing such loans), as may be deemed advisable by the Administrator.

(c) Loans made pursuant to subsection (a) or (b) hereof may be made subject to the condition that, if at any time or times or for any period or periods during the life of the loan contract the local public agency can obtain loan funds from sources other than the Federal Government at interest rates lower than provided in the loan contract, it may do so with the consent of the Administrator at such times and for such periods without waiving or surrendering any rights to loan funds under the contract for the remainder of the life of such contract, and, in any such case, the Administrator is authorized to consent to a pledge by the local public agency of the loan contract, and any or all of its rights thereunder, as security for the repayment of the loan funds so obtained from other sources.

Loans at lower interest rate.
Ante, p. 414.

(d) The Administrator may make advances of funds to local public agencies for surveys and plans in preparation of projects which may be assisted under this title, and the contracts for such advances of funds may be made upon the condition that such advances of funds shall be repaid, with interest at not less than the applicable going Federal rate, out of any moneys which become available to such agency for the undertaking of the project or projects involved.

Advances of funds.

(e) To obtain funds for loans under this title, the Administrator, on and after July 1, 1949, may, with the approval of the President, issue and have outstanding at any one time notes and obligations for purchase by the Secretary of the Treasury in an amount not to exceed \$25,000,000, which limit on such outstanding amount shall be increased by \$225,000,000 on July 1, 1950, and by further amounts of \$250,000,000 on July 1 in each of the years 1951, 1952, and 1953, respectively: *Provided*, That (subject to the total authorization of not to exceed \$1,000,000,000) such limit, and any such authorized increase therein, may be increased, at any time or times, by additional amounts aggregating not more than \$250,000,000 upon a determination by the President, after receiving advice from the Council of Economic Advisers as to the general effect of such increase upon the conditions in the building industry and upon the national economy, that such action is in the public interest.

Notes and obligations.

Increase in loan authorization.

(f) Notes or other obligations issued by the Administrator under this title shall be in such forms and denominations, have such maturities, and be subject to such terms and conditions as may be prescribed by the Administrator, with the approval of the Secretary of the Treasury. Such notes or other obligations shall bear interest at a rate determined by the Secretary of the Treasury, taking into consideration the current average rate on outstanding marketable obligations of the United States as of the last day of the month preceding the issuance of such notes or other obligations. The Secretary of the Treasury is authorized and directed to purchase any notes and other obligations of the Administrator issued under this title and for such purpose is authorized to use as a public debt transaction the proceeds from the sale of any securities issued under the Second Liberty Bond Act, as amended, and the purposes for which securities may be issued under such Act, as amended, are extended to include any purchases of such notes and other obligations. The Secretary of the Treasury may at any time sell any of the notes or other obligations acquired by him under this section. All redemptions, purchases, and sales by the Secretary of the Treasury of such notes or other obligations shall be treated as public debt transactions of the United States.

40 Stat. 288.
31 U. S. C. § 774 (2).
Post, p. 668.

Taxation exemp-
tion.

(g) Obligations, including interest thereon, issued by local public agencies for projects assisted pursuant to this title, and income derived by such agencies from such projects, shall be exempt from all taxation now or hereafter imposed by the United States.

CAPITAL GRANTS

Restriction.

SEC. 103. (a) The Administrator may make capital grants to local public agencies to enable such agencies to make land in project areas available for redevelopment at its fair value for the uses specified in the redevelopment plans: *Provided*, That the Administrator shall not make any contract for capital grant with respect to a project which consists of open land. The aggregate of such capital grants with respect to all the projects of a local public agency on which contracts for capital grants have been made under this title shall not exceed two-thirds of the aggregate of the net project costs of such projects, and the capital grants with respect to any individual project shall not exceed the difference between the net project cost and the local grants-in-aid actually made with respect to the project.

Limitation on capi-
tal grants.

Increase in specified
amounts.

(b) The Administrator, on and after July 1, 1949, may, with the approval of the President, contract to make capital grants, with respect to projects assisted under this title, aggregating not to exceed \$100,000,000, which limit shall be increased by further amounts of \$100,000,000 on July 1 in each of the years 1950, 1951, 1952, and 1953, respectively: *Provided*, That (subject to the total authorization of not to exceed \$500,000,000) such limit, and any such authorized increase therein, may be increased, at any time or times, by additional amounts aggregating not more than \$100,000,000 upon a determination by the President, after receiving advice from the Council of Economic Advisers as to the general effect of such increase upon the conditions in the building industry and upon the national economy, that such action is in the public interest. The faith of the United States is solemnly pledged to the payment of all capital grants contracted for under this title, and there are hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the amounts necessary to provide for such payments.

REQUIREMENTS FOR LOCAL GRANTS-IN-AID

Post, p. 421.

SEC. 104. Every contract for capital grant under this title shall require local grants-in-aid in connection with the project involved which, together with the local grants-in-aid to be provided in connection with all other projects of the local public agency on which contracts for capital grants have theretofore been made, will be at least equal to one-third of the aggregate net project costs involved (it being the purpose of this provision and section 103 to limit the aggregate of the capital grants made by the Administrator with respect to all the projects of a local public agency on which contracts for capital grants have been made under this title to an amount not exceeding two-thirds of the difference between the aggregate of the gross project costs of all such projects and the aggregate of the total sales prices and capital values referred to in section 110 (f) of land in such projects).

LOCAL DETERMINATIONS

Contract require-
ments.

SEC. 105. Contracts for financial aid shall be made only with a duly authorized local public agency and shall require that—

(a) The redevelopment plan for the project area be approved by the governing body of the locality in which the project is situated, and that such approval include findings by the governing

body that (i) the financial aid to be provided in the contract is necessary to enable the land in the project area to be redeveloped in accordance with the redevelopment plan; (ii) the redevelopment plans for the redevelopment areas in the locality will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of such areas by private enterprise; and (iii) the redevelopment plan conforms to a general plan for the development of the locality as a whole;

(b) When land acquired or held by the local public agency in connection with the project is sold or leased, the purchasers or lessees shall be obligated (i) to devote such land to the uses specified in the redevelopment plan for the project area; (ii) to begin the building of their improvements on such land within a reasonable time; and (iii) to comply with such other conditions as the Administrator finds, prior to the execution of the contract for loan or capital grant pursuant to this title, are necessary to carry out the purposes of this title;

(c) There be a feasible method for the temporary relocation of families displaced from the project area, and that there are or are being provided, in the project area or in other areas not generally less desirable in regard to public utilities and public and commercial facilities and at rents or prices within the financial means of the families displaced from the project area, decent, safe, and sanitary dwellings equal in number to the number of and available to such displaced families and reasonably accessible to their places of employment: *Provided*, That in view of the existing acute housing shortage, each such contract entered into prior to July 1, 1951, shall further provide that there shall be no demolition of residential structures in connection with the project assisted under the contract prior to July 1, 1951, if the local governing body determines that the demolition thereof would reasonably be expected to create undue housing hardship in the locality.

(d) No land for any project to be assisted under this title shall be acquired by the local public agency except after public hearing following notice of the date, time, place, and purpose of such hearing.

Temporary relocation of displaced families.

Restriction on demolition of residential structures.

Public hearing on land acquisition.

GENERAL PROVISIONS

SEC. 106. (a) In the performance of, and with respect to, the functions, powers, and duties vested in him by this title, the Administrator, notwithstanding the provisions of any other law, shall—

(1) appoint a Director to administer the provisions of this title under the direction and supervision of the Administrator and the basic rate of compensation of such position shall be the same as the basic rate of compensation established for the heads of the constituent agencies of the Housing and Home Finance Agency;

(2) prepare annually and submit a budget program as provided for wholly owned Government corporations by the Government Corporation Control Act, as amended;

(3) maintain an integral set of accounts which shall be audited annually by the General Accounting Office in accordance with the principles and procedures applicable to commercial transactions as provided by the Government Corporation Control Act, as amended, and no other audit shall be required: *Provided*, That such financial transactions of the Administrator as the making of advances of funds, loans, or capital grants and vouchers approved by the Administrator in connection with such financial transactions shall be final and conclusive upon all officers of the Government; and

Appointment of Director.

Budget program.

59 Stat. 597.
31 U. S. C. § 841 *et seq.*; Supp. II, § 846 *et seq.*
Ante, p. 356.
Accounts.

Report to President
and Congress.

Deposit of funds.

Availability.

Ante, p. 416.

Powers of Adminis-
trator.

(4) make an annual report to the President, for transmission to the Congress, to be submitted as soon as practicable following the close of the year for which such report is made.

(b) Funds made available to the Administrator pursuant to the provisions of this title shall be deposited in a checking account or accounts with the Treasurer of the United States. Receipts and assets obtained or held by the Administrator in connection with the performance of his functions under this title shall be available for any of the purposes of this title (except for capital grants pursuant to section 103 hereof), and all funds available for carrying out the functions of the Administrator under this title (including appropriations therefor, which are hereby authorized), shall be available, in such amounts as may from year to year be authorized by the Congress, for the administrative expenses of the Administrator in connection with the performance of such functions.

(c) In the performance of, and with respect to, the functions, powers, and duties vested in him by this title, the Administrator, notwithstanding the provisions of any other law, may—

(1) sue and be sued;

(2) foreclose on any property or commence any action to protect or enforce any right conferred upon him by any law, contract, or other agreement, and bid for and purchase at any foreclosure or any other sale any project or part thereof in connection with which he has made a loan or capital grant pursuant to this title. In the event of any such acquisition, the Administrator may, notwithstanding any other provision of law relating to the acquisition, handling, or disposal of real property by the United States, complete, administer, dispose of, and otherwise deal with, such project or part thereof: *Provided*, That any such acquisition of real property shall not deprive any State or political subdivision thereof of its civil jurisdiction in and over such property or impair the civil rights under the State or local laws of the inhabitants on such property;

(3) enter into agreements to pay annual sums in lieu of taxes to any State or local taxing authority with respect to any real property so acquired or owned, and such sums shall approximate the taxes which would be paid upon such property to the State or local taxing authority, as the case may be, if such property were not exempt from taxation;

(4) sell or exchange at public or private sale, or lease, real or personal property, and sell or exchange any securities or obligations, upon such terms as he may fix;

(5) obtain insurance against loss in connection with property and other assets held;

(6) subject to the specific limitations in this title, consent to the modification, with respect to rate of interest, time of payment of any installment of principal or interest, security, amount of capital grant, or any other term, of any contract or agreement to which he is a party or which has been transferred to him pursuant to this title; and

(7) include in any contract or instrument made pursuant to this title such other covenants, conditions, or provisions (including such covenants, conditions, or provisions as, in the determination of the Administrator, are necessary or desirable to prevent the payment of excessive prices for the acquisition of land in connection with projects assisted under this title) as he may deem necessary to assure that the purposes of this title will be achieved. No provision of this title shall be construed or administered to permit speculation in land holding.

(d) Section 3709, as amended, of the Revised Statutes shall not apply to any contract for services or supplies on account of any property acquired pursuant to this title if the amount of such contract does not exceed \$1,000.

41 U. S. C. § 5.
Ante, p. 403.

(e) Not more than 10 per centum of the funds provided for in this title, either in the form of loans or grants, shall be expended in any one State.

Expenditure in any one State.

PAYMENT FOR LAND USED FOR LOW-RENT PUBLIC HOUSING

SEC. 107. If the land for a low-rent housing project assisted under the United States Housing Act of 1937, as amended, is made available from a project assisted under this title, payment equal to the fair value of the land for the uses specified in accordance with the redevelopment plan shall be made therefor by the public housing agency undertaking the housing project, and such amount shall be included as part of the development cost of the low-rent housing project.

50 Stat. 888.
42 U. S. C. §§ 1401-1431; Supp. II, § 1402 *et seq.*
Post, pp. 422-431.

SURPLUS FEDERAL REAL PROPERTY

SEC. 108. The President may at any time in his discretion, transfer, or cause to be transferred, to the Administrator any right, title, or interest held by the Federal Government or any department or agency thereof in any land (including buildings thereon) which is surplus to the needs of the Government and which a local public agency certifies will be within the area of a project being planned by it. When such land is sold to the local public agency by the Administrator, it shall be sold at a price equal to its fair market value, and the proceeds from such sale shall be covered into the Treasury as miscellaneous receipts.

PROTECTION OF LABOR STANDARDS

SEC. 109. In order to protect labor standards—

(a) Any contract for financial aid pursuant to this title shall contain a provision requiring that not less than the salaries prevailing in the locality, as determined or adopted (subsequent to a determination under applicable State or local law) by the Administrator, shall be paid to all architects, technical engineers, draftsmen, and technicians employed in the development of the project involved and shall also contain a provision that not less than the wages prevailing in the locality, as predetermined by the Secretary of Labor pursuant to the Davis-Bacon Act (49 Stat. 1011), shall be paid to all laborers and mechanics employed in the development of the project involved; and the Administrator shall require certification as to compliance with the provisions of this paragraph prior to making any payment under such contract;

40 U. S. C. §§ 276a-276a-5; Supp. II, § 276a-5 note.

(b) The provisions of title 18 U. S. C., section 874, and of title 40 U. S. C., section 276c, shall apply to any project financed in whole or in part with funds made available pursuant to this title;

18 U. S. C., Supp. II, § 874.
Ante, p. 108.

(c) Any contractor engaged on any project financed in whole or in part with funds made available pursuant to this title shall report monthly to the Secretary of Labor, and shall cause all subcontractors to report in like manner, within five days after the close of each month and on forms to be furnished by the United States Department of Labor, as to the number of persons on their respective pay rolls on the particular project, the aggregate amount of such pay rolls, the total man-hours worked, and itemized expenditures for materials. Any such contractor shall furnish to the Department of Labor the names and addresses of all subcontractors on the work at the earliest date practicable.

Monthly report.

DEFINITIONS

SEC. 110. The following terms shall have the meanings, respectively, ascribed to them below, and, unless the context clearly indicates otherwise, shall include the plural as well as the singular number:

"Redevelopment area."

(a) "Redevelopment area" means an area which is appropriate for development or redevelopment and within which a project area is located.

"Redevelopment plan."

(b) "Redevelopment plan" means a plan, as it exists from time to time, for the development or redevelopment of a redevelopment or project area, which plan shall be sufficiently complete (1) to indicate its relationship to definite local objectives as to appropriate land uses and improved traffic, public transportation, public utilities, recreational and community facilities, and other public improvements; and (2) to indicate proposed land uses and building requirements in the project area: *Provided*, That the Administrator shall take such steps as he deems necessary to assure consistency between the redevelopment plan and any highways or other public improvements in the locality receiving financial assistance from the Federal Works Agency.

"Project."

(c) "Project" may include (1) acquisition of (i) a slum area or a deteriorated or deteriorating area which is predominantly residential in character, or (ii) any other deteriorated or deteriorating area which is to be developed or redeveloped for predominantly residential uses, or (iii) land which is predominantly open and which because of obsolete platting, diversity of ownership, deterioration of structures or of site improvements, or otherwise substantially impairs or arrests the sound growth of the community and which is to be developed for predominantly residential uses, or (iv) open land necessary for sound community growth which is to be developed for predominantly residential uses (in which event the project thereon, as provided in the proviso of section 103 (a) hereof, shall not be eligible for any capital grant); (2) demolition and removal of buildings and improvements; (3) installation, construction, or reconstruction of streets, utilities, and other site improvements essential to the preparation of sites for uses in accordance with the redevelopment plan; and (4) making the land available for development or redevelopment by private enterprise or public agencies (including sale, initial leasing, or retention by the local public agency itself) at its fair value for uses in accordance with the redevelopment plan. For the purposes of this title, the term "project" shall not include the construction of any of the buildings contemplated by the redevelopment plan, and the term "redevelopment" and derivatives thereof shall mean develop as well as redevelop. For any of the purposes of section 109 hereof, the term "project" shall not include any donations or provisions made as local grants-in-aid and eligible as such pursuant to clauses (2) and (3) of section 110 (d) hereof.

Ante, p. 416.

"Redevelopment."

Ante, p. 419.

"Local grants-in-aid."

(d) "Local grants-in-aid" shall mean assistance by a State, municipality, or other public body, or any other entity, in connection with any project on which a contract for capital grant has been made under this title, in the form of (1) cash grants; (2) donations, at cash value, of land (exclusive of land in streets, alleys, and other public rights-of-way which may be vacated in connection with the project), and demolition or removal work, or site improvements in the project area, at their cost; and (3) the provision, at their cost, of parks, playgrounds, and public buildings or facilities (other than low-rent public housing) which are primarily of direct benefit to the project and which are necessary to serve or support the new uses of land in the project area in accordance with the redevelopment plan: *Provided*, That, in any case where, in the determination of the Administrator, any park, playground, public building, or facility is of direct

and substantial benefit both to the project and to other areas, the Administrator shall provide that, for the purpose of computing the amount of the local grants-in-aid for such project, there shall be included an allowance of an appropriate portion (as determined by the Administrator) of the cost of such park, playground, public building, or facility. No demolition or removal work, improvement, or facility for which a State, municipality, or other public body has received or has contracted to receive any grant or subsidy from the United States, or any agency or instrumentality thereof, for such work, or the construction of such improvement or facility, shall be eligible for inclusion as a local grant-in-aid in connection with a project or projects assisted under this title.

(e) "Gross project cost" shall comprise (1) the amount of the expenditures by the local public agency with respect to any and all undertakings necessary to carry out the project (including the payment of carrying charges, but not beyond the point where the project is completed), and (2) the amount of such local grants-in-aid as are furnished in forms other than cash.

(f) "Net project cost" shall mean the difference between the gross project cost and the aggregate of (1) the total sales prices of all land sold, and (2) the total capital values (i) imputed, on a basis approved by the Administrator, to all land leased, and (ii) used as a basis for determining the amounts to be transferred to the project from other funds of the local public agency to compensate for any land retained by it for use in accordance with the redevelopment plan.

(g) "Going Federal rate" means the annual rate of interest (or, if there shall be two or more such rates of interest, the highest thereof) specified in the most recently issued bonds of the Federal Government having a maturity of ten years or more, determined at the date the contract for advance of funds or for loan is made. Any contract for loan made may be revised or superseded by a later contract, so that the going Federal rate, on the basis of which the interest rate on the loan is fixed, shall mean the going Federal rate, as herein defined, on the date that such contract is revised or superseded by such later contract.

(h) "Local public agency" means any State, county, municipality, or other governmental entity or public body which is authorized to undertake the project for which assistance is sought. "State" includes the several States, the District of Columbia, and the Territories, dependencies, and possessions of the United States.

(i) "Administrator" means the Housing and Home Finance Administrator.

"Gross project cost."

"Net project cost."

"Going Federal rate."

"Local public agency."

"Administrator."

TITLE II—AMENDMENTS TO NATIONAL HOUSING ACT

SEC. 201. The National Housing Act, as amended, is hereby amended—

(1) by striking out of the first sentence of section 2 (a) "July 1, 1949" and inserting in lieu thereof "September 1, 1949";

(2) by striking out of the proviso in section 203 (a) "\$4,000,000,000" and inserting in lieu thereof "\$5,300,000,000" and by striking out of such proviso "\$5,000,000,000" and inserting in lieu thereof "\$5,500,000,000"; and

(3) by striking out of the second proviso in section 603 (a) "June 30, 1949" in each place where it appears therein and inserting in lieu thereof "August 31, 1949".

SEC. 202. This title shall take effect as of June 30, 1949.

48 Stat. 1246; 61 Stat. 182.
12 U. S. C., Supp. II, § 1703 (a).
Post, pp. 681, 905.
48 Stat. 1248; 55 Stat. 365.
12 U. S. C., Supp. II, § 1709 (a).
Post, pp. 681, 905.
55 Stat. 56.
12 U. S. C., Supp. II, § 1738 (a).
Ante, p. 29; *post*, pp. 681, 905.
Effective date.

TITLE III—LOW-RENT PUBLIC HOUSING

LOCAL RESPONSIBILITIES AND DETERMINATIONS; TENANCY ONLY BY
LOW-INCOME FAMILIES

50 Stat. 395,
42 U. S. C. § 1415;
Supp. II, § 1415.
Post, pp. 424, 427.

SEC. 301. The United States Housing Act of 1937, as amended, is hereby amended by adding the following additional subsections to section 15:

"(7) In recognition that there should be local determination of the need for low-rent housing to meet needs not being adequately met by private enterprise—

Preliminary loans.

"(a) The Authority shall not make any contract with a public housing agency for preliminary loans (all of which shall be repaid out of any moneys which become available to such agency for the development of the projects involved) for surveys and planning in respect to any low-rent housing projects initiated after March 1, 1949, (i) unless the governing body of the locality involved has by resolution approved the application of the public housing agency for such preliminary loan; and (ii) unless the public housing agency has demonstrated to the satisfaction of the Authority that there is a need for such low-rent housing which is not being met by private enterprise; and

Loans or annual contributions.

"(b) the Authority shall not make any contract for loans (other than preliminary loans) or for annual contributions pursuant to this Act with respect to any low-rent housing project initiated after March 1, 1949, (i) unless the governing body of the locality involved has entered into an agreement with the public housing agency providing for the local cooperation required by the Authority pursuant to this Act; and (ii) unless the public housing agency has demonstrated to the satisfaction of the Authority that a gap of at least 20 per centum has been left between the upper rental limits for admission to the proposed low-rent housing and the lowest rents at which private enterprise unaided by public subsidy is providing (through new construction and available existing structures) a substantial supply of decent, safe, and sanitary housing toward meeting the need of an adequate volume thereof.

"(8) Every contract made pursuant to this Act for annual contributions for any low-rent housing project initiated after March 1, 1949, shall provide that—

Maximum income limits.

"(a) the public housing agency shall fix maximum income limits for the admission and for the continued occupancy of families in such housing, that such maximum income limits and all revisions thereof shall be subject to the prior approval of the Authority, and that the Authority may require the public housing agency to review and to revise such maximum income limits if the Authority determines that changed conditions in the locality make such revisions necessary in achieving the purposes of this Act;

Investigations of families admitted to project.

"(b) a duly authorized official of the public housing agency involved shall make periodic written statements to the Authority that an investigation has been made of each family admitted to the low-rent housing project involved during the period covered thereby, and that, on the basis of the report of said investigation, he has found that each such family at the time of its admission (i) had a net family income not exceeding the maximum income limits theretofore fixed by the public housing agency (and approved by the Authority) for admission of families of low income to such housing; and (ii) lived in an unsafe, insanitary,

or overcrowded dwelling, or was to be displaced by another low-rent housing project or by a public slum-clearance or redevelopment project, or actually was without housing, or was about to be without housing as a result of a court order of eviction, due to causes other than the fault of the tenant: *Provided*, That the requirement in (ii) shall not be applicable in the case of the family of any veteran or serviceman (or of any deceased veteran or serviceman) where application for admission to such housing is made not later than five years after March 1, 1949;

Family of veteran or serviceman.

“(c) in the selection of tenants (i) the public housing agency shall not discriminate against families, otherwise eligible for admission to such housing, because their incomes are derived in whole or in part from public assistance and (ii) in initially selecting families for admission to dwellings of given sizes and at specified rents the public housing agency shall (subject to the preferences prescribed in subsection 10 (g) of this Act) give preference to families having the most urgent housing needs, and thereafter, in selecting families for admission to such dwellings, shall give due consideration to the urgency of the families’ housing needs; and

Nondiscrimination.

Infra.

“(d) the public housing agency shall make periodic reexaminations of the net incomes of tenant families living in the low-rent housing project involved; and if it is found, upon such reexamination, that the net incomes of any such families have increased beyond the maximum income limits fixed by the public housing agency (and approved by the Authority) for continued occupancy in such housing, such families shall be required to move from the project.”

Reexaminations of net income.

VETERANS’ PREFERENCES

SEC. 302. The United States Housing Act of 1937, as amended, is hereby amended as follows:

(a) By adding the following new subsection to section 10:

50 Stat. 891.
42 U. S. C. § 1410.

“(g) Every contract made pursuant to this Act for annual contributions for any low-rent housing project shall require that the public housing agency, as among low-income families which are eligible applicants for occupancy in dwellings of given sizes and at specified rents, shall extend the following preferences in the selection of tenants:

“First, to families which are to be displaced by any low-rent housing project or by any public slum-clearance or redevelopment project initiated after January 1, 1947, or which were so displaced within three years prior to making application to such public housing agency for admission to any low-rent housing; and as among such families first preference shall be given to families of disabled veterans whose disability has been determined by the Veterans’ Administration to be service-connected, and second preference shall be given to families of deceased veterans and servicemen whose death has been determined by the Veterans’ Administration to be service-connected, and third preference shall be given to families of other veterans and servicemen;

Displaced families.

Families of disabled veterans.

“Second, to families of other veterans and servicemen and as among such families first preference shall be given to families of disabled veterans whose disability has been determined by the Veterans’ Administration to be service-connected, and second preference shall be given to families of deceased veterans and servicemen whose death has been determined by the Veterans’ Administration to be service-connected.”

Families of other veterans.

50 Stat. 888.
42 U. S. C. § 1402;
Supp. II, § 1402.
"Veteran."

"Serviceman."

(b) By adding the following new subsection to section 2:
"(14) The term 'veteran' shall mean a person who has served in the active military or naval service of the United States at any time on or after September 16, 1940, and prior to July 26, 1947, or at any time on or after April 6, 1917, and prior to November 11, 1918, and who shall have been discharged or released therefrom under conditions other than dishonorable. The term 'serviceman' shall mean a person in the active military or naval service of the United States who has served therein on or after September 16, 1940, and prior to July 26, 1947, or at any time on or after April 6, 1917, and prior to November 11, 1918."

COST LIMITS

50 Stat. 896.
42 U. S. C. § 1415 (5).

SEC. 303. Subsection 15 (5) of the United States Housing Act of 1937, as amended, is hereby amended to read as follows:

"(5) Every contract made pursuant to this Act for loans (other than preliminary loans), annual contributions, or capital grants for any low-rent housing project completed after January 1, 1948, shall provide that the cost for construction and equipment of such project (excluding land, demolition, and nondwelling facilities) shall not exceed \$1,750 per room (\$2,500 per room in the case of Alaska): *Provided*, That if the Administrator finds that in the geographical area of any project (i) it is not feasible under the aforesaid cost limitations to construct the project without sacrifice of sound standards of construction, design, and livability, and (ii) there is an acute need for such housing, he may prescribe in such contract cost limitations which may exceed by not more than \$750 per room the limitations that would otherwise be applicable to such project hereunder. Every contract made pursuant to this Act for loans (other than preliminary loans), annual contributions, or capital grants with respect to any low-rent housing project initiated after March 1, 1949, shall provide that such project shall be undertaken in such a manner that it will not be of elaborate or extravagant design or materials, and economy will be promoted both in construction and administration. In order to attain the foregoing objective, every such contract shall provide that no award of the main construction contract for such project shall be made unless the Authority, taking into account the level of construction costs prevailing in the locality where such project is to be located, shall have specifically approved the amount of such main construction contract."

PRIVATE FINANCING

SEC. 304. In order to stimulate increasing private financing of low-rent housing projects, the United States Housing Act of 1937, as amended, is hereby amended as follows:

50 Stat. 892; 52 Stat.
820.
42 U. S. C. §§ 1410
(b), (f).

(a) The last proviso of subsection (b) of section 10 is repealed, and subsection (f) of said section is amended to read as follows:

"(f) Payments under annual contributions contracts shall be pledged, if the Authority so requires, as security for any loans obtained by a public housing agency to assist the development or acquisition of the housing project to which the annual contributions relate."

50 Stat. 898.
42 U. S. C. § 1421.

(b) The following is added after section 21:

"PRIVATE FINANCING

Post, p. 431.

"SEC. 22. To facilitate the enlistment of private capital through the sale by public housing agencies of their bonds and other obligations to others than the Authority, in financing low-rent housing projects, and to maintain the low-rent character of housing projects—

“(a) Every contract for annual contributions (including contracts which amend or supersede contracts previously made) may provide that—

“(1) upon the occurrence of a substantial default in respect to the covenants or conditions to which the public housing agency is subject (as such substantial default shall be defined in such contract), the public housing agency shall be obligated at the option of the Authority, either to convey title in any case where, in the determination of the Authority (which determination shall be final and conclusive), such conveyance of title is necessary to achieve the purposes of this Act, or to deliver possession to the Authority of the project, as then constituted, to which such contract relates;

Default in respect to covenants, etc.

“(2) the Authority shall be obligated to reconvey or to redeliver possession of the project, as constituted at the time of reconveyance or redelivery, to such public housing agency or to its successor (if such public housing agency or a successor exists) upon such terms as shall be prescribed in such contract and as soon as practicable: (i) after the Authority shall be satisfied that all defaults with respect to the project have been cured, and that the project will, in order to fulfill the purposes of this Act, thereafter be operated in accordance with the terms of such contract; or (ii) after the termination of the obligation to make annual contributions available unless there are any obligations or covenants of the public housing agency to the Authority which are then in default. Any prior conveyances and reconveyances, deliveries and redeliveries of possession shall not exhaust the right to require a conveyance or delivery of possession of the project to the Authority pursuant to subparagraph (1), upon the subsequent occurrence of a substantial default.

“(b) Whenever such contract for annual contributions shall include provisions which the Authority, in said contract, determines are in accordance with subsection (a) hereof, and the annual contributions, pursuant to such contract, have been pledged by the public housing agency as security for the payment of the principal and interest on any of its obligations, the Authority (notwithstanding any other provisions of this Act) shall continue to make annual contributions available for the project so long as any of such obligations remain outstanding, and may covenant in such contract (in lieu of the provision required by the first sentence of subsection 15 (3) of this Act and notwithstanding any other provisions of law) that in any event such annual contributions shall in each year be at least equal to an amount which, together with such income or other funds as are actually available from the project for the purpose at the time such annual contribution is made, will suffice for the payment of all installments, falling due within the next succeeding twelve months, of principal and interest on the obligations for which the annual contributions provided for in the contract shall have been pledged as security: *Provided*, That such annual contributions shall not be in excess of the maximum sum determined pursuant to the first proviso of subsection 10 (b), or, where applicable, the second proviso of subsection 10 (c); and in no case shall such annual contributions be in excess of the maximum sum specified in the contract involved, nor for longer than the remainder of the maximum period fixed by the contract.”;

Continuance of annual contributions.

50 Stat. 896.
42 U. S. C. § 1415 (3).

Infra.
50 Stat. 892.
42 U. S. C. § 1410 (c).

(c) In the fourth sentence of section 9 the words “going Federal rate at the time the loan is made,” are deleted; in the first proviso of subsection 10 (b) the words “going Federal rate of interest at the time such contract is made” are deleted; and in lieu thereof in each case

50 Stat. 891.
42 U. S. C. § 1409.

50 Stat. 892.
42 U. S. C. § 1410 (b).

50 Stat. 889.
42 U. S. C. § 1402
(10).
"Going Federal
rate."

there are substituted the words "applicable going Federal rate"; and subsection 2 (10) is amended to read as follows:

"(10) The term 'going Federal rate' means the annual rate of interest (or, if there shall be two or more such rates of interest, the highest thereof) specified in the most recently issued bonds of the Federal Government having a maturity of ten years or more, determined, in the case of loans or annual contributions, respectively, at the date of Presidential approval of the contract pursuant to which such loans or contributions are made: *Provided*, That for the purposes of this Act, the going Federal rate shall be deemed to be not less than 2½ per centum.";

50 Stat. 891.
42 U. S. C. § 1409.
Ante, p. 425.
Loan periods.

(d) Section 9 is amended by striking out the period at the end of said section and adding a colon and the following: "*Provided*, That in the case of projects initiated after March 1, 1949, with respect to which annual contributions are contracted for pursuant to this Act, loans shall not be made for a period exceeding forty years from the date of the bonds evidencing the loan: *And provided further*, That, in the case of such projects or any other projects with respect to which the contracts (including contracts which amend or supersede contracts previously made) provide for loans for a period not exceeding forty years from the date of the bonds evidencing the loan and for annual contributions for a period not exceeding forty years from the date the first annual contribution for the project is paid, such loans shall bear interest at a rate not less than the applicable going Federal rate.";

Interest rate.

50 Stat. 892.
42 U. S. C. § 1410 (c).
Contracts for annual
contributions.

(e) Subsection 10 (c) is amended by striking out the period at the end of the last sentence and adding a colon and the following: "*Provided*, That, in the case of projects initiated after March 1, 1949, contracts for annual contributions shall not be made for a period exceeding forty years from the date the first annual contribution for the project is paid: *And provided further*, That, in the case of such projects or any other projects with respect to which the contracts for annual contributions (including contracts which amend or supersede contracts previously made) provide for annual contributions for a period not exceeding forty years from the date the first annual contribution for the project is paid, the fixed contribution may exceed the amount provided in the first proviso of subsection (b) of this section by 1 per centum of development or acquisition cost.";

Fixed contribution.
Ante, p. 425.

50 Stat. 892.
42 U. S. C. § 1410 (c).
Application of ex-
cess receipts.

(f) The first sentence of subsection 10 (c) is amended to read as follows: "Every contract for annual contributions shall provide that whenever in any year the receipts of a public housing agency in connection with a low-rent housing project exceed its expenditures (including debt service, administration, maintenance, establishment of reserves, and other costs and charges), an amount equal to such excess shall be applied, or set aside for application, to purposes which, in the determination of the Authority, will effect a reduction in the amount of subsequent annual contributions.";

50 Stat. 895.
42 U. S. C. § 1414.
Amending or super-
seding contract.

(g) Section 14 is amended by inserting the following after the first sentence: "When the Authority finds that it would promote economy or be in the financial interest of the Federal Government, any contract heretofore or hereafter made for annual contributions, loans, or both, may, with Presidential approval, be amended or superseded by a contract of the Authority so that the going Federal rate on the basis of which such annual contributions or interest rate on the loans, or both, respectively, are fixed shall mean the going Federal rate, as herein defined, on the date of Presidential approval of such amending or superseding contract: *Provided*, That contracts may not be amended or superseded in a manner which would impair the rights of the holders of any outstanding obligations of the public housing agency involved for which annual contributions have been pledged.";

Restriction.

(h) Section 20 is amended to read as follows:

"Sec. 20. The Authority may issue and have outstanding at any one time notes and other obligations for purchase by the Secretary of the Treasury in an amount not to exceed \$1,500,000,000. Such notes or other obligations shall be in such forms and denominations, shall have such maturities, and shall be subject to such terms and conditions as may be prescribed by the Authority with the approval of the Secretary of the Treasury. Such notes or other obligations shall bear interest at a rate determined by the Secretary of the Treasury, taking into consideration the current average rate on outstanding marketable obligations of the United States as of the last day of the month preceding the issuance of the notes or other obligations by the Authority. The Secretary of the Treasury is authorized and directed to purchase any notes or other obligations of the Authority issued hereunder and for such purpose is authorized to use as a public debt transaction the proceeds from the sale of any securities issued under the Second Liberty Bond Act, as amended, and the purposes for which securities may be issued under such Act, as amended, are extended to include any purchases of such obligations. The Secretary of the Treasury may at any time sell any of the notes or other obligations acquired by him under this section. All redemptions, purchases, and sales by the Secretary of the Treasury of such notes or other obligations shall be treated as public debt transactions of the United States.";

(i) Subsection 2 (5) is amended to read as follows:

"(5) The term 'development' means any or all undertakings necessary for planning, land acquisition, demolition, construction, or equipment, in connection with a low-rent housing project. The term 'development cost' shall comprise the costs incurred by a public housing agency in such undertakings and their necessary financing (including the payment of carrying charges, but not beyond the point of physical completion), and in otherwise carrying out the development of such project. Construction activity in connection with a low-rent housing project may be confined to the reconstruction, remodeling, or repair of existing buildings."; and

(j) The following additional subsection is added to section 15:

"(9) Any contract for loans or annual contributions, or both, entered into by the Authority with a public housing agency, may cover one or more than one low-rent housing project owned by said public housing agency; in the event such contract covers two or more projects, such projects may, for any of the purposes of this Act and of such contract (including, but not limited to, the determination of the amount of the loan, annual contributions, or payments in lieu of taxes, specified in such contract), be treated collectively as one project."

ANNUAL CONTRIBUTIONS

SEC. 305. The United States Housing Act of 1937, as amended, is hereby amended as follows:

(a) By inserting the following after the first sentence of subsection (e) of section 10: "With respect to projects assisted pursuant to this Act, the Authority (in addition to the amount authorized by the first sentence of this subsection) is authorized, with the approval of the President, to enter into contracts, on and after July 1, 1949, for annual contributions aggregating not more than \$85,000,000 per annum, which limit shall be increased by further amounts of \$55,000,000 on July 1 in each of the years 1950, 1951, and 1952, respectively, and by \$58,000,000 on July 1, 1953: *Provided*, That (subject to the total additional authorization of not more than \$308,000,000 per annum) such limit, and any such authorized increase therein, may be increased at any time or times

50 Stat. 898.
42 U. S. C. § 1420.
Notes and obligations.

Interest.

40 Stat. 288.
31 U. S. C. § 774 (2).
Post, p. 668.

50 Stat. 898.
42 U. S. C. § 1402 (5).
"Development."

"Development cost."

50 Stat. 895.
42 U. S. C. § 1415;
Supp. II, § 1415.
Ante p. 422.
Contract covering one or more than one project.

50 Stat. 892.
42 U. S. C. § 1410 (e).
Contract authorization for annual contributions.

Increase in amounts.

Projects in rural
nonfarm areas.

Construction of
dwelling units.

Construction with-
out further authoriza-
tion.

Construction in any
fiscal year.

50 Stat. 891.
42 U. S. C. § 1410
(a).
Post, p. 430.
Requirement of tax-
ation exemption.

Payments in lieu of
taxes.

Contribution by
State, etc.

Payments in lieu of
taxes.

by additional amounts aggregating not more than \$55,000,000 upon a determination by the President, after receiving advice from the Council of Economic Advisers as to the general effect of such increase upon conditions in the building industry and upon the national economy, that such action is in the public interest: *And provided further*, That 10 per centum of each amount of authorization to enter into contracts for annual contributions becoming available hereunder shall, for a period of three years after such amount of authorization becomes available, be available only for annual contributions contracts with respect to projects to be located in rural nonfarm areas. With respect to projects initiated after March 1, 1949, the Authority may authorize the commencement of construction of not to exceed one hundred and thirty-five thousand dwelling units after July 1, 1949, which limit shall be increased by further amounts of one hundred and thirty-five thousand dwelling units on July 1 in each of the years 1950 through and including 1954, respectively: *Provided*, That (subject to the authorization of not to exceed eight hundred and ten thousand dwelling units) such limit, and any such authorized increase therein, may be increased at any time or times by additional amounts aggregating not more than sixty-five thousand dwelling units, or may be decreased at any time or times by amounts aggregating not more than eighty-five thousand dwelling units, upon a determination by the President, after receiving advice from the Council of Economic Advisers as to the general effect of such increase or decrease upon conditions in the building industry and upon the national economy, that such action is in the public interest: *And provided further*, That contracts for annual contributions with respect to low-rent housing projects initiated after March 1, 1949, shall not provide for the commencement of construction of more than eight hundred and ten thousand dwelling units without further authorization from the Congress: *And provided further*, That in no event shall the Authority permit the commencement of construction of more than two hundred thousand dwelling units in any fiscal year.”; and

(b) By deleting the third sentence of subsection 10 (a) and adding the following new subsection to section 10:

“(h) Every contract made pursuant to this Act for annual contributions for any low-rent housing project initiated after March 1, 1949, shall provide that no annual contributions by the Authority shall be made available for such project unless such project is exempt from all real and personal property taxes levied or imposed by the State, city, county, or other political subdivisions, but such contract may authorize the public housing agency to make payments in lieu of such taxes in an annual amount not in excess of 10 per centum of the annual shelter rents charged in such project: *Provided*, That, with respect to any such project to be located in any State where, by reason of constitutional limitations or otherwise, such project is not exempt from all real and personal property taxes levied or imposed by the State, city, county, or other political subdivision, such contract may provide, in lieu of the requirement for tax exemption and the authorization of payments in lieu of taxes, that no annual contributions by the Authority shall be made available for such project unless and until the State, city, county, or other political subdivision in which such project is situated shall contribute, in the form of cash, at least 20 per centum of the annual contributions paid by the Authority. In respect to low-rent housing projects initiated prior to March 1, 1949, the Authority may, after the effective date of the Housing Act of 1949, authorize payments in lieu of taxes for each of the project fiscal years in respect to which annual contribution dates occurred during the two-year period ending June 30, 1949, in amounts which, together with amounts already paid, will not exceed the greater of either (i)

5 per centum of the shelter rents charged in such projects for each of such project fiscal years, or (ii) the amounts specified in the cooperation agreements in effect July 1, 1947, between the public housing agencies and the political subdivisions in which the projects are located, or in the ordinances or resolutions of such political subdivisions in effect on such date. In respect to such low-rent housing projects initiated prior to March 1, 1949, the contracts for annual contributions may be amended as to project fiscal years in respect to which annual contribution dates occur on or after July 1, 1949, so as to require exemption from real and personal property taxes in lieu of any other requirements as to local contributions and to permit payments in lieu of taxes on the terms prescribed in the first sentence of this subsection; in the event that the contracts for annual contributions are not so amended, payments in lieu of taxes in respect to such project fiscal years shall be limited to the amount specified in the cooperation agreements or ordinances or resolutions in effect July 1, 1947."

SPECIAL PROVISIONS FOR LARGE FAMILIES OF LOW INCOME

SEC. 306. In order to enable low-rent housing to better serve the needs of large families of low income, the United States Housing Act of 1937, as amended, is hereby amended by deleting the second sentence of subsection 2 (1) and substituting therefor the following: "The dwellings in low-rent housing as defined in this Act shall be available solely for families whose net annual income at the time of admission, less an exemption of \$100 for each minor member of the family other than the head of the family and his spouse, does not exceed five times the annual rental (including the value or cost to them of water, electricity, gas, other heating and cooking fuels, and other utilities) of the dwellings to be furnished such families. For the sole purpose of determining eligibility for continued occupancy, a public housing agency may allow, from the net income of any family, an exemption for each minor member of the family (other than the head of the family and his spouse) of either (a) \$100, or (b) all or any part of the annual income of such minor. For the purposes of this subsection, a minor shall mean a person less than 21 years of age."

50 Stat. 888.
42 U. S. C. § 1402 (1).

TECHNICAL AMENDMENTS

SEC. 307. The United States Housing Act of 1937, as amended, is hereby amended as follows:

(a) By deleting from section 1 the words "rural or urban communities" and by substituting therefor the words "urban and rural nonfarm areas";

50 Stat. 888.
42 U. S. C. § 1401.

(b) (1) By adding at the end of subsection 2 (11) the following new sentence: "The Authority shall enter into contracts for financial assistance with a State or State agency where such State or State agency makes application for such assistance for an eligible project which, under the applicable laws of the State, is to be developed and administered by such State or State agency."; and

50 Stat. 889.
42 U. S. C. § 1402 (11).

(2) By adding the following new subsection to section 2:

50 Stat. 888.
42 U. S. C. § 1402; Supp. II, § 1402.
Ante, p. 424.
"Initiated."

"(15) The term 'initiated' when used in reference to the date on which a project was initiated refers to the date of the first contract for financial assistance in respect to such project entered into by the Authority and the public housing agency.";

(c) By adding to section 6 the following new subsection:

50 Stat. 890.
42 U. S. C. § 1406.
54 Stat. 681; 50 Stat. 888.
42 U. S. C. §§ 1501-1505, 1401-1431; Supp. II, § 1402 *et seq.*

"(e) With respect to all projects under title II of Public Law 671, Seventy-sixth Congress, approved June 28, 1940, references therein to the United States Housing Act of 1937, as amended, shall

include all amendments to said Act made by the Housing Act of 1949 or by any other law thereafter enacted.”;

50 Stat. 891, 893.
42 U. S. C. §§ 1410
(a), 1411 (a).
Ante, p. 428.

Agreement provid-
ing for elimination of
unsafe, etc., dwelling
units.

Deferral.

Nonapplicability.

Acquisition of proj-
ect by Authority.
50 Stat. 894.
42 U. S. C. § 1413 (a).
Ante, p. 424.

50 Stat. 897.
42 U. S. C. § 1416 (2).
Payment of prevail-
ing wages.

40 U. S. C. §§ 276a-
276a-5; Supp. II,
§ 276a-5 note.

(d) By deleting the proviso in subsection 10 (a) and the proviso in subsection 11 (a), and in each case changing the colon preceding the word “*Provided*” to a period; and by adding at the end of said subsection 10 (a) the following new sentence: “The Authority shall not make any contract for loans (other than preliminary loans) or for annual contributions or for capital grants pursuant to this Act with respect to any low-rent housing project initiated after March 1, 1949, unless the governing body of the locality involved has entered into an agreement with the public housing agency providing that, subsequent to the initiation of the low-rent housing project and within five years after the completion thereof, there has been or will be elimination, by demolition, condemnation, effective closing, or compulsory repair or improvement, of unsafe or insanitary dwelling units situated in the locality or metropolitan area substantially equal in number to the number of newly constructed dwelling units provided by such project: *Provided, however*, That where more than one family is living in an unsafe or insanitary dwelling unit the elimination of such unit shall count as the elimination of units equal to the number of families accommodated therein: *Provided further*, That such elimination may, in the discretion of the Authority be deferred in any locality or metropolitan area where there is an acute shortage of decent, safe, or sanitary housing available to families of low income: *And provided further*, That this requirement shall not apply in the case of any low-rent housing project located in a rural nonfarm area, or to any low-rent housing project developed on the site of a slum cleared subsequent to the date of enactment of the Housing Act of 1949 and that the dwelling units which had been eliminated by the clearance of the site of such project shall not be counted as elimination for any other low-rent project.”

(e) By amending the second sentence of subsection 13 (a) to read as follows: “The Authority may bid for and purchase at any foreclosure by any party or at any other sale, or (pursuant to section 22 or otherwise) acquire or take possession of any project which it previously owned or in connection with which it has made a loan, annual contribution, or capital grant; and in such event the Authority may complete, administer, pay the principal of and interest on any obligations issued in connection with such project, dispose of, and otherwise deal with, such projects or parts thereof, subject, however, to the limitations elsewhere in this Act governing their administration and disposition.”;

(f) By amending subsection 16 (2) to read as follows:

“(2) Any contract for loans, annual contributions, capital grants, sale, or lease pursuant to this Act shall contain a provision requiring that not less than the salaries or wages prevailing in the locality, as determined or adopted (subsequent to a determination under applicable State or local law) by the Authority, shall be paid to all architects, technical engineers, draftsmen, and technicians, employed in the development and to all maintenance laborers and mechanics employed in the administration of the low-rent housing or slum-clearance project involved; and shall also contain a provision that not less than the wages prevailing in the locality, as predetermined by the Secretary of Labor pursuant to the Davis-Bacon Act (49 Stat. 1011), shall be paid to all laborers and mechanics employed in the development of the project involved; and the Authority shall require certification as to compliance with the provisions of this paragraph prior to making any payment under such contract.”;

(g) By amending subsection 21 (d) to read as follows:

“(d) Not more than 10 per centum of the total annual amount of \$336,000,000 provided in this Act for annual contributions, nor more than 10 per centum of the amounts provided for in this Act for grants, shall be expended within any one State.”; and

(h) By renumbering sections 22 to 30, inclusive, so that they become sections 23 to 31, inclusive.

50 Stat. 898.
42 U. S. C. § 1421 (d).
Expenditure within
any one State.

50 Stat. 899.
42 U. S. C. §§ 1422-
1430; Supp. II, §§ 1423-
1426 note.

TITLE IV—HOUSING RESEARCH

SEC. 401. Title III of Public Law 901, Eightieth Congress, approved August 10, 1948, is hereby amended to read as follows:

“SEC. 301. The Housing and Home Finance Administrator shall—

“(a) Undertake and conduct a program with respect to technical research and studies concerned with the development, demonstration, and promotion of the acceptance and application of new and improved techniques, materials, and methods which will permit progressive reductions in housing construction and maintenance costs, and stimulate the increased and sustained production of housing, and concerned with housing economics and other housing market data. Such program may be concerned with improved and standardized building codes and regulations and methods for the more uniform administration thereof, standardized dimensions and methods for the assembly of home-building materials and equipment, improved residential design and construction, new and improved types of housing components, building materials and equipment, and methods of production, distribution, assembly, and construction, and sound techniques for the testing thereof and for the determination of adequate performance standards, and may relate to appraisal, credit, and other housing market data, housing needs, demand and supply, finance and investment, land costs, use and improvement, site planning and utilities, zoning and other laws, codes, and regulations as they apply to housing, other factors affecting the cost of housing, and related technical and economic research. Contracts may be made by the Administrator for technical research and studies authorized by this subsection for work to continue not more than four years from the date of any such contract. Notwithstanding the provisions of section 5 of the Act of June 20, 1874, as amended (31 U. S. C. 713), any unexpended balances of appropriations properly obligated by contracting with an organization as provided in this subsection may remain upon the books of the Treasury for not more than five fiscal years before being carried to the surplus fund and covered into the Treasury. All contracts made by the Administrator for technical research and studies authorized by this or any other Act shall contain requirements making the results of such research or studies available to the public through dedication, assignment to the Government, or such other means as the Administrator shall determine. The Administrator shall disseminate, and without regard to the provisions of 39 United States Code 321n, the results of such research and studies in such form as may be most useful to industry and to the general public. Notwithstanding any other provisions of law except provisions enacted expressly in limitation hereof, the Administrator is authorized to consolidate, with the functions and activities performed under this subsection, any functions or activities now being performed or which, otherwise, would be performed by any constituent agency of the Housing and Home Finance Agency with respect to housing market data, and with respect to any other function or activity which the Administrator is authorized to perform by this subsection, if he determines that such consolidation is practicable

62 Stat. 1276.
12 U. S. C., Supp. II,
§§ 1701e, 1701f.
Powers of Housing
and Home Finance
Administrator.

Research contracts.

18 Stat. 110.
Ante, p. 407.

A availability of re-
sults of research.

62 Stat. 1049.
39 U. S. C., Supp. II,
§ 321n.

and will promote more effective administration. The Administrator shall utilize the authority under this subsection with respect to housing market data to secure such information and data as may be required in connection with the functions of the constituent agencies within the Housing and Home Finance Agency and his supervision and coordination of the functions of said agencies, and in connection with determinations and approvals under section 15 (7) (b) (ii) and section 15 (8) (a) of the United States Housing Act of 1937, as amended: *Provided*, That this sentence shall not be construed as a limitation upon the authority conferred upon the Administrator by this subsection.

Ante, p. 422.

Reports to President and Congress.

“(b) Prepare and submit to the President and to the Congress estimates of national urban and rural nonfarm housing needs and reports with respect to the progress being made toward meeting such needs, and correlate and recommend proposals for such executive action or legislation as may be necessary or desirable for the furtherance of the national housing objective and policy established by this Act, with respect to urban and rural nonfarm housing, together with such other reports or information as may be required of the Administrator by the President or the Congress.

Encouragement of local surveys.

“(c) Encourage localities to make studies of their own housing needs and markets, along with surveys and plans for housing, urban land use and related community development, and provide, where requested and needed by the localities, technical advice and guidance in the making of such studies, surveys, and plans. To facilitate the cooperation of Federal agencies in carrying out such studies or surveys, such Federal agencies are hereby authorized to accept funds and reimburse their appropriation for the cost of such studies or surveys.

Cooperation of Government departments and agencies.

“SEC. 302. In carrying out research and studies under this title, the Administrator shall utilize, to the fullest extent feasible, the available facilities of other departments, independent establishments, and agencies of the Federal Government, and shall consult with, and make recommendations to, such departments, independent establishments, and agencies with respect to such action as may be necessary and desirable to overcome existing gaps and deficiencies in available housing data or in the facilities available for the collection of such data. The Administrator is further authorized, for the purposes of this title, to undertake research and studies cooperatively with industry and labor, and with agencies of State or local governments, and educational institutions and other nonprofit organizations. For the purpose of entering into contracts with any State or local public agency or instrumentality, or educational institution or other nonprofit agency or organization, in carrying out any research or studies authorized by this title, the Administrator may exercise any of the powers vested in him by section 502 (c) of the Housing Act of 1948.

Cooperation with industry, labor, States, etc.

“SEC. 303. There are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this title.

62 Stat. 1284.
12 U. S. C., Supp. II, § 1701c (b).
Appropriation authorized.
Post, pp. 644, 742, 871.
Appointment of Director.

“SEC. 304. The Administrator shall appoint a Director to administer the provisions of this title under the direction and supervision of the Administrator, and the basic rate of compensation of such position shall be the same as the basic rate of compensation established for the heads of the constituent agencies of the Housing and Home Finance Agency.”

TITLE V—FARM HOUSING

FINANCIAL ASSISTANCE BY THE SECRETARY OF AGRICULTURE

Farmers Home Administration.

SEC. 501. (a) The Secretary of Agriculture (hereinafter referred to as the “Secretary”) is authorized, subject to the terms and conditions of this title, to extend financial assistance, through the Farmers

Home Administration, to owners of farms in the United States and in the Territories of Alaska and Hawaii and in Puerto Rico and the Virgin Islands, to enable them to construct, improve, alter, repair, or replace dwellings and other farm buildings on their farms, to provide them, their tenants, lessees, sharecroppers, and laborers with decent, safe, and sanitary living conditions and adequate farm buildings as specified in this title.

(b) For the purpose of this title, the term "farm" shall mean a parcel or parcels of land operated as a single unit which is used for the production of one or more agricultural commodities and which customarily produces or is capable of producing such commodities for sale and for home use of a gross annual value of not less than the equivalent of a gross annual value of \$400 in 1944, as determined by the Secretary. The Secretary shall promptly determine whether any parcel or parcels of land constitute a farm for the purposes of this title whenever requested to do so by any interested Federal, State, or local public agency, and his determination shall be conclusive.

"Farm."

(c) In order to be eligible for the assistance authorized by paragraph (a), the applicant must show (1) that he is the owner of a farm which is without a decent, safe, and sanitary dwelling for himself and his family and necessary resident farm labor, or for the family of the operating tenant, lessee, or sharecropper, or without other farm buildings adequate for the type of farming in which he engages or desires to engage; (2) that he is without sufficient resources to provide the necessary housing and buildings on his own account; and (3) that he is unable to secure the credit necessary for such housing and buildings from other sources upon terms and conditions which he could reasonably be expected to fulfill.

Eligibility requirements.

LOANS FOR HOUSING AND BUILDINGS ON ADEQUATE FARMS

SEC. 502. (a) If the Secretary determines that an applicant is eligible for assistance as provided in section 501 and that the applicant has the ability to repay in full the sum to be loaned, with interest, giving due consideration to the income and earning capacity of the applicant and his family from the farm and other sources, and the maintenance of a reasonable standard of living for the owner and the occupants of said farm, a loan may be made by the Secretary to said applicant for a period of not to exceed thirty-three years from the making of the loan with interest at a rate not to exceed 4 per centum per annum on the unpaid balance of principal.

Ante, p. 432.

(b) The instruments under which the loan is made and the security given shall—

Provisions of instruments, etc.

(1) provide for security upon the applicant's equity in the farm and such additional security or collateral, if any, as may be found necessary by the Secretary reasonably to assure repayment of the indebtedness;

(2) provide for the repayment of principal and interest in accordance with schedules and repayment plans prescribed by the Secretary;

(3) contain the agreement of the borrower that he will, at the request of the Secretary, proceed with diligence to refinance the balance of the indebtedness through cooperative or other responsible private credit sources whenever the Secretary determines, in the light of the borrower's circumstances, including his earning capacity and the income from the farm, that he is able to do so upon reasonable terms and conditions;

(4) be in such form and contain such covenants as the Secretary shall prescribe to secure the payment of the loan with interest, protect the security, and assure that the farm will be maintained

in repair and that waste and exhaustion of the farm will be prevented.

LOANS FOR HOUSING AND BUILDINGS ON POTENTIALLY ADEQUATE FARMS

SEC. 503. If the Secretary determines (a) that, because of the inadequacy of the income of an eligible applicant from the farm to be improved and from other sources, said applicant may not reasonably be expected to make annual repayments of principal and interest in an amount sufficient to repay the loan in full within the period of time prescribed by the Secretary as authorized in this title; (b) that the income of the applicant may be sufficiently increased within a period of not to exceed five years by improvement or enlargement of the farm or an adjustment of the farm practices or methods; and (c) that the applicant has adopted and may reasonably be expected to put into effect a plan of farm improvement, enlargement, or adjusted practices or production which, in the opinion of the Secretary, will increase the applicant's income from said farm within a period of not to exceed five years to the extent that the applicant may be expected thereafter to make annual repayments of principal and interest sufficient to repay the balance of the indebtedness less payments in cash and credits for the contributions to be made by the Secretary as hereinafter provided, the Secretary may make a loan in an amount necessary to provide adequate farm dwellings and buildings on said farm under the terms and conditions prescribed in section 502. In addition, the Secretary may agree with the borrower to make annual contributions during the said five-year period in the form of credits on the borrower's indebtedness in an amount not to exceed the annual installment of interest and 50 per centum of the principal payments accruing during any installment year up to and including the fifth installment year, subject to the conditions that the borrower's income is, in fact, insufficient to enable the borrower to make payments in accordance with the plan or schedule prescribed by the Secretary and that the borrower pursues his plan of farm reorganization and improvements or enlargement with due diligence.

Ante, p. 433.
Annual contribu-
tions.

Restriction on bene-
fit by third party.

This agreement with respect to credits or principal and interest upon the borrower's indebtedness shall not be assignable nor accrue to the benefit of any third party without the written consent of the Secretary and the Secretary shall have the right, at his option, to cancel the agreement upon the sale of the farm or the execution or creation of any lien thereon subsequent to the lien given to the Secretary, or to refuse to release the lien given to the Secretary except upon payment in cash of the entire original principal plus accrued interest thereon less actual cash payments of principal and interest when the Secretary determines that the release of the lien would permit the benefits of this section to accrue to a person not eligible to receive such benefits.

OTHER SPECIAL LOANS AND GRANTS FOR MINOR IMPROVEMENTS TO FARM HOUSING AND BUILDINGS

SEC. 504. (a) In the event the Secretary determines that an eligible applicant cannot qualify for a loan under the provisions of sections 502 and 503 and that repairs or improvements should be made to a farm dwelling occupied by him, in order to make such dwelling safe and sanitary and remove hazards to the health of the occupant, his family, or the community, and that repairs should be made to farm buildings in order to remove hazards and make such buildings safe, the Secretary may make a grant or a combined loan and grant, to the applicant to cover the cost of improvements or additions, such as repairing roofs, providing toilet facilities, providing a convenient

Ante, p. 433; *supra*.

and sanitary water supply, supplying screens, repairing or providing structural supports, or making other similar repairs or improvements. No assistance shall be extended to any one individual under this subsection (1) in the form of a loan, or combined loan and grant, in excess of \$1,000, or (2) in the form of a grant (whether or not combined with a loan) in excess of \$500. Any portion of the sums advanced to the borrower treated as a loan shall be secured and be repayable in accordance with the principles and conditions set forth in this title. Sums made available by grant may be made subject to the conditions set out in this title for the protection of the Government with respect to contributions made on loans by the Secretary.

Limitations on amounts.

Post, p. 874.

(b) In order to encourage adequate family-size farms the Secretary may make loans under this section and section 503 to any applicant whose farm needs enlargement or development in order to provide income sufficient to support decent, safe, and sanitary housing and other farm buildings, and may use the funds made available under clause (b) of section 513 for such purposes.

Ante, p. 434.

Post, pp. 439, 874.

MORATORIUM ON PAYMENTS UNDER LOANS

SEC. 505. During any time that any such loan is outstanding, the Secretary is authorized under regulations to be prescribed by him to grant a moratorium upon the payment of interest and principal on such loan for so long a period as he deems necessary, upon a showing by the borrower that due to circumstances beyond his control, he is unable to continue making payments of such principal and interest when due without unduly impairing his standard of living. In cases of extreme hardship under the foregoing circumstances, the Secretary is further authorized to cancel interest due and payable on such loans during the moratorium. Should any foreclosure of such a mortgage securing such a loan upon which a moratorium has been granted occur, no deficiency judgment shall be taken against the mortgagor if he shall have faithfully tried to meet his obligation.

TECHNICAL SERVICES AND RESEARCH

SEC. 506. (a) In connection with financial assistance authorized in sections 501 to 504, inclusive, the Secretary shall require that all new buildings and repairs financed under this title shall be substantially constructed and in accordance with such building plans and specifications as may be required by the Secretary. Buildings and repairs constructed with funds advanced pursuant to this title shall be supervised and inspected, as may be required by the Secretary, by competent employees of the Secretary. In addition to the financial assistance authorized in sections 501 to 504, inclusive, the Secretary is authorized to furnish, through such agencies as he may determine, to any person, including a person eligible for financial assistance under this title, without charge or at such charges as the Secretary may determine, technical services such as building plans, specifications, construction supervision and inspection, and advice and information regarding farm dwellings and other buildings. The Secretary is further authorized to conduct research and technical studies including the development, demonstration, and promotion of construction of adequate farm dwellings and other buildings for the purposes of stimulating construction, improving the architectural design and utility of such dwellings and buildings, utilizing new and native materials, economies in materials and construction methods, new methods of production, distribution, assembly, and construction, with a view to reducing the cost of farm dwellings and buildings and adapting and developing fixtures and appurtenances for more efficient and economical farm use.

Ante, pp. 432-434.

Reports to President
and Congress.

(b) The Secretary of Agriculture shall prepare and submit to the President and to the Congress estimates of national farm housing needs and reports with respect to the progress being made toward meeting such needs, and correlate and recommend proposals for such executive action or legislation necessary or desirable for the furtherance of the national housing objective and policy established by this Act with respect to farm housing, together with such other reports or information as may be required of the Secretary by the President or the Congress.

PREFERENCES FOR VETERANS AND FAMILIES OF DECEASED SERVICEMEN

"Veteran."

"Deceased service-
men."

SEC. 507. As between eligible applicants seeking assistance under this title, the Secretary shall give preference to veterans and the families of deceased servicemen. As used herein, a "veteran" shall be a person who served in the land or naval forces of the United States during any war between the United States and any other nation and who shall have been discharged or released therefrom on conditions other than dishonorable. "Deceased servicemen" shall mean men or women who served in the land or naval forces of the United States during any war between the United States and any other nation and who died in service before the termination of such war.

LOCAL COMMITTEES TO ASSIST SECRETARY

Compensation.

Duties.

SEC. 508. (a) For the purposes of this subsection and subsection (b) of this section, the Secretary may use the services of any existing committee of farmers operating (pursuant to laws or regulations carried out by the Department of Agriculture) in any county or parish in which activities are carried on under this title. In any county or parish in which activities are carried on under this title and in which no existing satisfactory committee is available, the Secretary is authorized to appoint a committee composed of three persons residing in the county or parish. Each member of such existing or newly appointed committee shall be allowed compensation at the rate of \$5 per day while engaged in the performance of duties under this title and, in addition, shall be allowed such amounts as the Secretary may prescribe for necessary traveling and subsistence expenses. One member of the committee shall be designated by the Secretary as chairman. The Secretary shall prescribe rules governing the procedures of the committees, furnish forms and equipment necessary for the performance of their duties, and authorize and provide for the compensation of such clerical assistance as he deems may be required by any committee.

(b) The committees utilized or appointed pursuant to this section shall examine applications of persons desiring to obtain the benefits of this title and shall submit recommendations to the Secretary with respect to each applicant as to whether the applicant is eligible to receive the benefits of this title, whether by reason of his character, ability, and experience, he is likely successfully to carry out undertakings required of him under a loan or grant under this title, and whether the farm with respect to which the application is made is of such character that there is a reasonable likelihood that the making of the loan or grant requested will carry out the purposes of this title. The committees shall also certify to the Secretary their opinions of the reasonable values of the farms. The committees shall, in addition, perform such other duties under this title as the Secretary may require.

GENERAL POWERS OF SECRETARY

Determination of
housing, etc., stand-
ards.

SEC. 509. (a) The Secretary, for the purposes of this title, shall have the power to determine and prescribe the standards of adequate

farm housing and other buildings, by farms or localities, taking into consideration, among other factors, the type of housing which will provide decent, safe, and sanitary dwelling for the needs of the family using the housing, the type and character of the farming operations to be conducted, and the size and earning capacity of the land.

(b) The Secretary may require any recipient of a loan or grant to agree that the availability of improvements constructed or repaired with the proceeds of the loan or grant under this title shall not be a justification for directly or indirectly changing the terms or conditions of the lease or occupancy agreement with the occupants of such farms to the latter's disadvantage without the approval of the Secretary.

Limitation on
change in terms of
lease, etc.

ADMINISTRATIVE PROVISIONS

SEC. 510. In carrying out the provisions of this title, the Secretary shall have the power to—

Powers of Secretary.

(a) make contracts for services and supplies without regard to the provisions of section 3709 of the Revised Statutes, as amended, when the aggregate amount involved is less than \$300;

41 U. S. C. § 5.
Ante, p. 403.

(b) enter into subordination, subrogation, or other agreements satisfactory to the Secretary;

(c) compromise claims and obligations arising out of sections 502 to 505, inclusive, of this title and adjust and modify the terms of mortgages, leases, contracts, and agreements entered into as circumstances may require, including the release from personal liability, without payments of further consideration, of—

Ante, pp. 433-435.

(1) borrowers who have transferred their farms to other approved applicants for loans who have agreed to assume the outstanding indebtedness to the Secretary under this title; and

(2) borrowers who have transferred their farms to other approved applicants for loans who have agreed to assume that portion of the outstanding indebtedness to the Secretary under this title which is equal to the earning capacity value of the farm at the time of the transfer, and borrowers whose farms have been acquired by the Secretary, in cases where the Secretary determines that the original borrowers have cooperated in good faith with the Secretary, have farmed in a workmanlike manner, used due diligence to maintain the security against loss, and otherwise fulfilled the covenants incident to their loans, to the best of their abilities;

(d) collect all claims and obligations arising out of or under any mortgage, lease, contract, or agreement entered into pursuant to this title and, if in his judgment necessary and advisable, to pursue the same to final collection in any court having jurisdiction: *Provided*, That the prosecution and defense of all litigation under this title shall be conducted under the supervision of the Attorney General and the legal representation shall be by the United States attorneys for the districts, respectively, in which such litigation may arise and by such other attorney or attorneys as may, under law, be designated by the Attorney General;

(e) bid for and purchase at any foreclosure or other sale or otherwise to acquire the property pledged or mortgaged to secure a loan or other indebtedness owing under this title, to accept title to any property so purchased or acquired, to operate or lease such property for such period as may be necessary or advisable, to protect the interest of the United States therein and to sell or otherwise dispose of the property so purchased or acquired by such terms and for such considerations as the Secretary shall

determine to be reasonable and to make loans as provided herein to provide adequate farm dwellings and buildings for the purchasers of such property;

(f) utilize with respect to the indebtedness arising from loans and payments made under this title, all the powers and authorities given to him under the Act approved December 20, 1944, entitled "An Act to authorize the Secretary of Agriculture to compromise, adjust, or cancel certain indebtedness, and for other purposes" (58 Stat. 836), as such Act now provides or may hereafter be amended;

(g) make such rules and regulations as he deems necessary to carry out the purposes of this title.

12 U. S. C. §§ 1150-1150c; Supp. II, § 1150c note.

LOAN FUNDS

Notes and other obligations.

Ante, p. 435; *post*, p. 874.

SEC. 511. The Secretary may issue notes and other obligations for purchase by the Secretary of the Treasury in such sums as the Congress may from time to time determine to make loans under this title (other than loans under section 504 (b)) not in excess of \$25,000,000 on and after July 1, 1949, an additional \$50,000,000 on and after July 1, 1950, an additional \$75,000,000 on and after July 1, 1951, and an additional \$100,000,000 on and after July 1, 1952. The notes and obligations issued by the Secretary shall be secured by the obligations of borrowers and the Secretary's commitments to make contributions under this title and shall be repaid from the payment of principal and interest on the obligations of the borrowers and from funds appropriated hereunder. The notes and other obligations issued by the Secretary shall be in such forms and denominations, shall have such maturities, and shall be subject to such terms and conditions as may be prescribed by the Secretary with the approval of the Secretary of the Treasury. Such notes or obligations shall bear interest at a rate determined by the Secretary of the Treasury, taking into consideration the current average rate on outstanding marketable obligations of the United States as of the last day of the month preceding the issuance of the notes or obligations by the Secretary. The Secretary of the Treasury is authorized and directed to purchase any notes and other obligations of the Secretary issued hereunder and for such purpose is authorized to use as a public debt transaction the proceeds from the sale of any securities issued under the Second Liberty Bond Act, as amended, and the purposes for which securities may be issued under such Act are extended to include any purchases of such obligations. The Secretary of the Treasury may at any time sell any of the notes or obligations acquired by him under this section. All redemptions, purchases, and sales by the Secretary of the Treasury of such notes or obligations shall be treated as public debt transactions of the United States.

40 Stat. 288.
31 U. S. C. § 774 (2).
Post, p. 668.

CONTRIBUTIONS

Ante, p. 434.

SEC. 512. In connection with loans made pursuant to section 503, the Secretary is authorized, on and after July 1, 1949, to make commitments for contributions aggregating not to exceed \$500,000 per annum and to make additional commitments, on and after July 1 of each of the years 1950, 1951, and 1952, respectively, which shall require additional contributions aggregating not more than \$1,000,000, \$1,500,000, and \$2,000,000 per annum, respectively.

Appropriations authorized.
Post, p. 874.

SEC. 513. There is hereby authorized to be appropriated to the Secretary (a) such sums as may be necessary to meet payments on notes or other obligations issued by the Secretary under section 511 equal to (i) the aggregate of the contributions made by the Secretary in the form of credits on principal due on loans made pursuant to section

503, and (ii) the interest due on a similar sum represented by notes or other obligations issued by the Secretary; (b) an additional \$2,000,000 for grants pursuant to section 504 (a) and loans pursuant to section 504 (b) on and after July 1, 1949, which amount shall be increased by further amounts of \$5,000,000, \$8,000,000, and \$10,000,000 on July 1 of each of the years 1950, 1951, and 1952, respectively; and (c) such further sums as may be necessary to enable the Secretary to carry out the provisions of this title.

Ante, p. 434.

Ante, p. 434; *post*, p. 874.
Ante, p. 435; *post*, p. 874.

TITLE VI—MISCELLANEOUS PROVISIONS

ADVISORY COMMITTEES

SEC. 601. The Housing and Home Finance Administrator may appoint such advisory committee or committees as he may deem necessary in carrying out his functions, powers, and duties, under this or any other Act. Service as a member of any such committee shall not constitute any form of service or employment within the provisions of sections 281, 283, or 284 of title 18 United States Code.

62 Stat. 697, 698.
18 U. S. C., Supp. II, §§ 281, 283, 284.
Ante, pp. 90, 280.

AMENDMENTS OF NATIONAL BANKING ACT

SEC. 602. (a) The last sentence of paragraph Seventh of section 5136 of the Revised Statutes, as amended, is amended by inserting before the colon, after the words "obligations of national mortgage associations", a comma and the following: "or such obligations of any local public agency (as defined in section 110 (h) of the Housing Act of 1949) as are secured by an agreement between the local public agency and the Housing and Home Finance Administrator in which the local public agency agrees to borrow from said Administrator, and said Administrator agrees to lend to said local public agency, prior to the maturity of such obligations (which obligations shall have a maturity of not more than eighteen months), monies in an amount which (together with any other monies irrevocably committed to the payment of interest on such obligations) will suffice to pay the principal of such obligations with interest to maturity thereon, which monies under the terms of said agreement are required to be used for the purpose of paying the principal of and the interest on such obligations at their maturity, or such obligations of a public housing agency (as defined in the United States Housing Act of 1937, as amended) as are secured either (1) by an agreement between the public housing agency and the Public Housing Administration in which the public housing agency agrees to borrow from the Public Housing Administration, and the Public Housing Administration agrees to lend to the public housing agency, prior to the maturity of such obligations (which obligations shall have a maturity of not more than eighteen months), monies in an amount which (together with any other monies irrevocably committed to the payment of interest on such obligations) will suffice to pay the principal of such obligations with interest to maturity thereon, which monies under the terms of said agreement are required to be used for the purpose of paying the principal of and the interest on such obligations at their maturity, or (2) by a pledge of annual contributions under an annual contributions contract between such public housing agency and the Public Housing Administration if such contract shall contain the covenant by the Public Housing Administration which is authorized by subsection (b) of section 22 of the United States Housing Act of 1937, as amended, and if the maximum sum and the maximum period specified in such contract pursuant to said subsection 22 (b) shall not be less than the annual amount and the period for payment

12 U. S. C. § 24.
Ante, p. 299.

Obligations of local public agency.

Ante, p. 421.

50 Stat. 888.
42 U. S. C. §§ 1401-1431; Supp. II, § 1402 *et seq.*
Ante, pp. 422-431.

Ante, p. 425.

which are requisite to provide for the payment when due of all installments of principal and interest on such obligations”.

12 U. S. C. § 84.

(b) Section 5200 of the Revised Statutes, as amended, is amended by adding at the end thereof the following:

Nonapplicability of limitations.
Ante, p. 421.
50 Stat. 888.
42 U. S. C. §§ 1401-1431; Supp. II, § 1402 *et seq.*
Ante, pp. 422-431.

“(11) Obligations of a local public agency (as defined in section 110 (h) of the Housing Act of 1949) or of a public housing agency (as defined in the United States Housing Act of 1937, as amended) which have a maturity of not more than eighteen months shall not be subject under this section to any limitation, if such obligations are secured by an agreement between the obligor agency and the Housing and Home Finance Administrator or the Public Housing Administration in which the agency agrees to borrow from the Administrator or Administration, and the Administrator or Administration agrees to lend to the agency, prior to the maturity of such obligations, monies in an amount which (together with any other monies irrevocably committed to the payment of interest on such obligations) will suffice to pay the principal of such obligations with interest to maturity, which monies under the terms of said agreement are required to be used for that purpose.”.

NATIONAL HOUSING COUNCIL

SEC. 603. The Secretary of Labor or his designee, and the Federal Security Administrator or his designee, shall hereafter be included in the membership of the National Housing Council in the Housing and Home Finance Agency.

AMENDMENTS OF THE GOVERNMENT CORPORATIONS APPROPRIATION ACT, 1948, AND THE GOVERNMENT CORPORATIONS APPROPRIATION ACT, 1949

61 Stat. 575.

SEC. 604. (a) The second proviso in the paragraph under the heading “Federal Public Housing Authority” in title I of the Government Corporations Appropriation Act, 1948, is hereby repealed as of July 1, 1947.

62 Stat. 1184.

(b) The second proviso in the paragraph under the heading “Public Housing Administration” in title I of the Government Corporations Appropriation Act, 1949, is hereby repealed as of July 1, 1948.

62 Stat. 1190.

(c) The first proviso in the paragraph under the subheading “Public Housing Administration” in title II of the Government Corporations Appropriation Act, 1949, is hereby repealed.

DEPUTY HOUSING AND HOME FINANCE ADMINISTRATOR

Compensation.

SEC. 605. The Housing and Home Finance Administrator shall appoint a Deputy Housing and Home Finance Administrator, and the basic rate of compensation of such position shall be the same as the basic rate of compensation established for the heads of the constituent agencies of the Housing and Home Finance Agency. The Deputy Administrator shall act as Administrator during the absence or disability of the Administrator or in the event of a vacancy in that office, and shall perform such other duties as the Administrator shall direct.

CONVERSION OF STATE LOW-RENT OR VETERANS' HOUSING PROJECTS

50 Stat. 888.
42 U. S. C. §§ 1401-1431; Supp. II, § 1402 *et seq.*
Ante, pp. 422-431.

SEC. 606. Any low-rent or veterans' housing project undertaken or constructed under a program of a State or any political subdivision thereof shall be approved as a low-rent housing project under the terms of the United States Housing Act of 1937, as amended, if (a)

a contract for State financial assistance for such project was entered into on or after January 1, 1948, and prior to January 1, 1950, (b) the project is or can become eligible for assistance by the Public Housing Administration in the form of loans and annual contributions under the provisions of the United States Housing Act of 1937, as amended, and (c) the public housing agency operating the project in the State makes application to the Public Housing Administration for Federal assistance for the project under the terms of the United States Housing Act of 1937, as amended: *Provided*, That loans made by the Public Housing Administration for the purpose of so converting the project to a project with Federal assistance shall be deemed, for the purposes of the provisions of section 9 and other sections of the United States Housing Act of 1937, to be loans to assist the development of the project. Section 503 of the Housing Act of 1948 is hereby repealed.

CENSUS OF HOUSING

SEC. 607. (a) The Director of the Census is authorized and directed to take a census of housing in each State, the District of Columbia, Hawaii, Puerto Rico, the Virgin Islands, and Alaska, in the year 1950 and decennially thereafter in conjunction with, at the same time, and as a part of the population inquiry of the decennial census in order to provide information concerning the number, characteristics (including utilities and equipment), and geographical distribution of dwelling units in the United States. The Director of the Census is authorized to collect such supplementary statistics (either in advance of or after the taking of such census) as are necessary to the completion thereof.

(b) All of the provisions, including penalties, of the Act providing for the fifteenth and subsequent decennial censuses, approved June 18, 1929, as amended (U. S. C., title 13, ch. 4), shall apply to the taking of the census provided for in subsection (a) of this section.

NATIONAL CAPITAL HOUSING AUTHORITY

SEC. 608. Notwithstanding any other provisions of law, the National Capital Housing Authority is hereby authorized to acquire sites within the District of Columbia for low-rent public housing projects assisted under the provisions of the United States Housing Act of 1937, as amended.

DISTRICT OF COLUMBIA PARTICIPATION

SEC. 609. To make available to the District of Columbia, and to authorize the appropriate agencies operating therein to accept, the benefits provided by titles I and III of this Act, the District of Columbia Redevelopment Act of 1945 is hereby amended by renumbering sections 20, 21, and 22 thereof as sections 21, 22, and 23, respectively, and by adding after section 19 a new section to read as follows:

"Sec. 20. (a) As an alternative method of financing its authorized operations and functions under the provisions of this Act (in addition to that provided in section 16 of this Act), the Agency is hereby authorized and empowered to accept financial assistance from the Housing and Home Finance Administrator (hereafter in this section referred to as the Administrator), in the form of advances of funds, loans, and capital grants pursuant to title I of the Housing Act of 1949, to assist the Agency in acquiring real property for redevelopment of project areas and carrying out any functions authorized under this Act for which advances of funds, loans, or capital grants may be made to a local public agency under title I of the Housing Act of 1949, and the Agency, subject to the approval of the District Commissioners and subject to such terms, covenants, and conditions as may

Conditions.

50 Stat. 888.
42 U. S. C. §§ 1401-1431; Supp. II, § 1402 *et seq.*
Ante, pp. 422-431.

50 Stat. 891.
42 U. S. C. § 1409.
Ante, pp. 425, 426.
62 Stat. 1285.
42 U. S. C., Supp. II, § 1432.

Post, pp. 463, 874.

46 Stat. 21.
13 U. S. C. §§ 201-220.
Ante, p. 406.

Acquisition of sites.

50 Stat. 888.
42 U. S. C. §§ 1401-1431; Supp. II, § 1402 *et seq.*
Ante, pp. 422-431.

Ante, pp. 414, 422.

60 Stat. 802.
D. C. Code, Supp. VII, §§ 5-718, 5-719.

Financial assistance from Housing and Home Finance Administrator.
60 Stat. 800.
D. C. Code, Supp. VII, § 5-715.

Ante, p. 414.

<i>Ante</i> , p. 414.	be prescribed by the Administrator pursuant to title I of the Housing Act of 1949, may enter into such contracts and agreements as may be necessary, convenient, or desirable for such purposes.
Advances of funds.	“(b) Subject to the approval of the District Commissioners, the Agency is authorized to accept from the Administrator advances of funds for surveys and plans in preparation of a project or projects authorized by this Act which may be assisted under title I of the Housing Act of 1949, and the Agency is authorized to transfer to the Planning Commission so much of the funds so advanced as the District Commissioners shall determine to be necessary for the Planning Commission to carry out its functions under this Act with respect to the project or projects to be assisted under title I of the Housing Act of 1949.
<i>Ante</i> , p. 414.	“(c) The District Commissioners are authorized to include in their annual estimates of appropriations items for administrative expenses which, in addition to loan or other funds available therefor, are necessary for the Agency in carrying out its functions under this section.
Administrative expenses.	“(d) Notwithstanding the limitation contained in the last sentence of section 110 (d) or in any other provision of title I of the Housing Act of 1949, the Administrator is authorized to allow and credit to the Agency such local grants-in-aid as are approvable pursuant to said section 110 (d) with respect to any project or projects undertaken by the Agency under a contract or contracts entered into under this section and assisted under title I of the Housing Act of 1949. In the event such local grants-in-aid as are so allowed by the Administrator are not sufficient to meet the requirements for local grants-in-aid pursuant to title I of the Housing Act of 1949, the District Commissioners are hereby authorized to enter into agreements with the Agency, upon which agreements the Administrator may rely, to make cash payments of such deficiencies from funds of the District of Columbia. The District Commissioners shall include items for such cash payments in their annual estimates of appropriations, and there are hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the amounts necessary to provide for such cash payments. Any amounts due the Administrator pursuant to any such agreements shall be paid promptly from funds appropriated for such purpose.
Local grants-in-aid.	“(e) All receipts of the Agency in connection with any project or projects financed in accordance with this section with assistance under title I of the Housing Act of 1949, whether in the form of advances of funds, loans, or capital grants made by the Administrator to the Agency, or in the form of proceeds, rentals, or revenues derived by the Agency from any such project or projects, shall be deposited in the Treasury of the United States to the credit of a special fund or funds, and all moneys in such special fund or funds are hereby made available for carrying out the purposes of this Act with respect to such project or projects, including the payment of any advances of funds or loans, together with interest thereon, made by the Administrator or by private sources to the Agency. Expenditures from such fund shall be audited, disbursed, and accounted for as are other funds of the District of Columbia.
<i>Ante</i> , pp. 420, 414.	“(f) With respect to any project or projects undertaken by the Agency which are financed in accordance with this section with assistance under title I of the Housing Act of 1949—
Cash payments of deficiencies.	“(1) sections 3 (f), 3 (k), and 7 (g), and the last sentence of section 6 (b) (2) of this Act shall not be applicable to those pieces of real property which, in accordance with the approved project area redevelopment plan, are to be devoted to public housing to be undertaken under Public Law 307, Seventy-third Congress, approved June 12, 1934, as amended;
Appropriations authorized.	
Disposition of receipts.	
<i>Ante</i> , p. 414.	
<i>Ante</i> , p. 414.	

60 Stat. 791, 796, 794.
D. C. Code, Supp.
VII, §§ 5-702 (f), (k),
5-706 (g), 5-705 (b) (2).

48 Stat. 930.
D. C. Code §§ 5-103
to 5-116; Supp. VII,
§ 5-103 *et seq.*

"(2) the site and use plan for the redevelopment of the area, included in the redevelopment plan of the project area pursuant to section 6 (b) (2) of this Act, shall include the approximate extent and location of any land within the area which is proposed to be used for public housing to be undertaken under Public Law 307, Seventy-third Congress, approved June 12, 1934, as amended;

"(3) notwithstanding any other provisions of this Act, the Agency, pursuant to section 7 (a) of this Act, shall have power to transfer to and shall at a practicable time or times transfer by deeds to the National Capital Housing Authority those pieces of real property which, in accordance with the approved project area redevelopment plan, are to be devoted to public housing to be undertaken under Public Law 307, Seventy-third Congress, approved June 12, 1934, as amended, and, in accordance with the requirements of section 107 of the Housing Act of 1949, the National Capital Housing Authority shall pay for the same out of any of its funds available for such acquisition.

"(g) It is the purpose and intent of this section to authorize the District Commissioners and the appropriate agencies operating within the District of Columbia to do any and all things necessary to secure financial aid under title I of the Housing Act of 1949. The District of Columbia Redevelopment Land Agency is hereby declared to be a local public agency for all of the purposes of title I of the Housing Act of 1949. As such a local public agency for all of the purposes of title I of the Housing Act of 1949, the Agency is also authorized to borrow money from the Administrator or from private sources as contemplated by title I of the Housing Act of 1949, to issue its obligations evidencing such loans, and to pledge as security for the payment of such loans, and the interest thereon, the property, income, revenues, and other assets acquired in connection with the project or projects financed in accordance with this section with assistance under title I of the Housing Act of 1949, but such obligations or such pledge shall not constitute a debt or obligation of either the United States or of the District of Columbia.

"(h) Nothing contained in this section or in any other section of this Act shall relieve the Administrator of his responsibilities and duties under section 105 (c) or any other section of the Housing Act of 1949. The Administrator shall not enter into any contract of financial assistance under title I of this Act with respect to any project of the District of Columbia Redevelopment Land Agency for which a budget estimate of appropriation was transmitted pursuant to law and for which no appropriation was made by the Congress."

ACT CONTROLLING

SEC. 610. Insofar as the provisions of any other law are inconsistent with the provisions of this Act, the provisions of this Act shall be controlling.

SEPARABILITY

SEC. 611. Except as may be otherwise expressly provided in this Act, all powers and authorities conferred by this Act shall be cumulative and additional to and not in derogation of any powers and authorities otherwise existing. Notwithstanding any other evidences of the intention of Congress, it is hereby declared to be the controlling intent of Congress that if any provisions of this Act, or the application thereof to any persons or circumstances, shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this Act or its applications to other persons and circumstances, but shall be confined in its

60 Stat. 794.
D. C. Code, Supp.
VII, § 5-705 (b) (2).

48 Stat. 930.
D. C. Code §§ 5-103
to 5-116; Supp. VII,
§ 5-103 *et seq.*
Transfer of real
property.

60 Stat. 795.
D. C. Code, Supp.
VII, § 5-706 (a).

48 Stat. 930.
D. C. Code §§ 5-103
to 5-116; Supp. VII,
§ 5-103 *et seq.*
Ante, p. 419.

Authority of D. C.
Redevelopment Land
Agency.

Ante, p. 414.

Ante, p. 417.

operation to the provisions of this Act or the application thereof to the persons and circumstances directly involved in the controversy in which such judgment shall have been rendered.

GENERAL PROVISIONS

Persons engaging in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

SEC. 612. No part of any appropriation, loan, fund, or expenditure authorized by or provided pursuant to this Act, shall be used directly or indirectly to pay the salary or wages of any officer or employee of the Housing and Home Finance Agency or the Department of Agriculture who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the officer or employee making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such officer or employee does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts an office or employment in the Housing and Home Finance Agency or the Department of Agriculture the salary or wages for which are paid from any appropriation, loan, fund, or expenditure authorized by or provided pursuant to this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Approved July 15, 1949.

[CHAPTER 340]

AN ACT

To amend section 2680 of title 28, United States Code.

July 16, 1949
[S. 1168]
[Public Law 172]

Claims, Panama
Railroad Company.
62 Stat. 984.
28 U. S. C., Supp.
II, § 2680.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2680 of title 28, United States Code, is amended by adding at the end thereof the following new subparagraph:

“(m) Any claim arising from the activities of the Panama Railroad Company.”

Approved July 16, 1949.

[CHAPTER 341]

AN ACT

To provide for certain adjustments on the promotion list of the Medical Service Corps of the Regular Army.

July 16, 1949
[S. 1688]
[Public Law 173]

Army Medical Service Corps.
Rearrangement on promotion list.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, upon the date of enactment of this Act the names of all Medical Service Corps promotion-list officers shall be rearranged on the Medical Service Corps promotion list so that

within each grade their names shall appear in the order of their precedence determined by the total amount of service creditable to them for promotion purposes under existing law and in cases of an equal amount of such service, the officer with the greatest amount of continuous commissioned service on the active list of the Regular Army shall have precedence, and, in cases where this is the same, precedence shall be in accordance with permanent seniority standing as established at time of original appointment in the Regular Army, and in cases not covered by the foregoing, precedence shall be established by the Secretary of the Army: *Provided*, That in rearranging the officers on the promotion list as provided in this Act no officer who has once failed of selection for promotion under the provisions of any section of the Officer Personnel Act of 1947 shall have his name advanced above that of any other officer who was considered at the same time and selected for promotion to the grade involved.

Approved July 16, 1949.

61 Stat. 795.
34 U. S. C., Supp.
II, § 3a note.

[CHAPTER 342]

JOINT RESOLUTION

Extending section 1302 (a) of the Social Security Act, as amended, until June 30, 1950.

July 16, 1949
[H. J. Res. 287]
[Public Law 174]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1302 (a) of the Social Security Act is amended by striking out "1949" and inserting in lieu thereof "1950".

Social Security Act,
amendments.
60 Stat. 983.
42 U. S. C. § 1332.

SEC. 2. Section 1302 (c) of the Social Security Act is hereby amended to read as follows:

"(c) The term 'Federal maritime service' means service performed prior to July 1, 1949, which is determined to be employment pursuant to section 209 (o)."

57 Stat. 47.
42 U. S. C. § 409 (o).

SEC. 3. Section 1302 (d) of the Social Security Act is hereby amended to read as follows:

"(d) The term 'Federal maritime wages' means remuneration determined pursuant to section 209 (o) to be remuneration for service referred to in section 209 (o) (1) which was performed prior to July 1, 1949."

Approved July 16, 1949.

[CHAPTER 343]

AN ACT

To make effective in the District Court for the Territory of Alaska rules promulgated by the Supreme Court of the United States governing pleading, practice, and procedure in the district courts of the United States.

July 18, 1949
[S. 70]
[Public Law 175]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a new section be inserted in the Act entitled "An Act making further provision for a civil government for Alaska, and for other purposes", approved June 6, 1900 (31 Stat. 321), as amended, immediately following section 5 of title I thereof, to read as follows:

Alaska.
District Court.

48 U. S. C. § 103.

"5a. That the rules heretofore or hereafter promulgated and made effective by the Supreme Court of the United States under authority of title 28, United States Code, section 2072, or under authority of any other statute, regulating the forms of process, writs, and motions, and the pleadings, practice, and procedure, in actions of a civil nature in the district courts of the United States, and regulating appeals therefrom, shall apply to the District Court for the Territory of Alaska and to appeals therefrom."

62 Stat. 961.
28 U. S. C., Supp.
II, § 2072.
Ante, p. 104; *post*,
p. 446.

62 Stat. 981.
28 U. S. C., Supp.
II, § 2072.
Ante, p. 104.

SEC. 2. The first paragraph of section 2072 of title 28, United States Code, is amended to read as follows:

"The Supreme Court shall have the power to prescribe, by general rules, the forms of process, writs, pleadings, and motions, and the practice and procedure of the district courts of the United States and of the District Court for the Territory of Alaska in civil actions."

Approved July 18, 1949.

[CHAPTER 351]

JOINT RESOLUTION

July 19, 1949
[S. J. Res. 114]
[Public Law 176]

To provide an increase in the authorization for the Federal National Mortgage Association.

48 Stat. 1254.
12 U. S. C., Supp.
II, § 1717.
Post, p. 905.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 302 of the National Housing Act, as amended, is amended to read as follows:

"SEC. 302. The total amount of investments, loans, purchases, and commitments made by the Association shall not exceed \$1,500,000,000 outstanding at any one time. The Association is authorized to issue and have outstanding at any one time notes and other obligations in an aggregate amount sufficient to enable it to carry out its functions under this Act or any other provision of law."

62 Stat. 264, 1209.
15 U. S. C., Supp.
II, § 604 (c).
Post, p. 906.

SEC. 2. Section 4 (c) of the Reconstruction Finance Corporation Act, as amended, is hereby amended by striking out "\$2,000,000,000" and inserting in lieu thereof "\$2,500,000,000".

Approved July 19, 1949.

[CHAPTER 352]

AN ACT

July 20, 1949
[H. R. 858]
[Public Law 177]

To clarify the overtime compensation provisions of the Fair Labor Standards Act of 1938, as amended.

Fair Labor Stand-
ards Act of 1938,
amendment.
52 Stat. 1063.
29 U. S. C. § 207.
Post, pp. 912, 920.
Overtime compen-
sation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7 of the Fair Labor Standards Act of 1938, as amended, is amended by adding at the end thereof a new subsection (e), to read as follows:

"(e) For the purpose of computing overtime compensation payable under this section to an employee—

(1) who is paid for work on Saturdays, Sundays, or holidays, or on the sixth or seventh day of the workweek, at a premium rate not less than one and one-half times the rate established in good faith for like work performed in nonovertime hours on other days, or

(2) who, in pursuance of an applicable employment contract or collective bargaining agreement, is paid for work outside of the hours established in good faith by the contract or agreement as the basic, normal, or regular workday (not exceeding eight hours) or workweek (not exceeding forty hours), at a premium rate not less than one and one-half times the rate established in good faith by the contract or agreement for like work performed during such workday or workweek,

the extra compensation provided by such premium rate shall not be deemed part of the regular rate at which the employee is employed and may be credited toward any premium compensation due him under this section for overtime work."

52 Stat. 1060.
29 U. S. C. §§ 201-
219; Supp. II, § 216.
Post, p. 910.

SEC. 2. No employer shall be subject to any liability or punishment under the Fair Labor Standards Act of 1938, as amended (in any action or proceeding commenced prior to or on or after the date of

the enactment of this Act), on account of the failure of said employer to pay an employee compensation for any period of overtime work performed prior to the date of enactment of this Act, if the compensation paid prior to such date for such work was at least equal to the compensation which would have been payable for such work had the amendment made by section 1 of this Act been in effect at the time of such payment.

Approved July 20, 1949.

Ante, p. 446.

[CHAPTER 353]

AN ACT

To establish the Medal for Humane Action for award to persons serving in or with the armed forces of the United States participating in the current military effort to supply necessities of life to the people of Berlin, Germany.

July 20, 1949
[H. R. 2737]

[Public Law 178]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created a medal to be known as the Medal for Humane Action, with suitable appurtenances and devices, which the President, under such rules and regulations as he shall prescribe, may award to any person who while serving in or with the armed forces of the United States at any time during the period commencing with and terminating on such appropriate dates as the President may determine shall have distinguished himself by meritorious participation in the humane military effort to supply necessities of life to the people of Berlin, Germany.

Medal for Humane
Action.

SEC. 2. No more than one Medal for Humane Action shall be issued to any one person.

SEC. 3. Any individual who shall have qualified for an award under this Act who shall have died before the making thereof may nevertheless be granted such award posthumously, in which event the award shall be presented to such representative of the deceased as the President may designate.

Approved July 20, 1949.

[CHAPTER 354]

AN ACT

Making appropriations for the Departments of State, Justice, Commerce, and the Judiciary, for the fiscal year ending June 30, 1950, and for other purposes.

July 20, 1949
[H. R. 4016]

[Public Law 179]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of State, Justice, Commerce, and the Judiciary, for the fiscal year ending June 30, 1950, namely:

Departments of
State, Justice, Com-
merce, and the Judi-
ciary Appropriation
Act, 1950.

TITLE I—DEPARTMENT OF STATE

SALARIES AND EXPENSES

For necessary expenses of the Department of State not otherwise provided for, including personal services in the District of Columbia; salary of the Under Secretary of State, \$12,000; expenses authorized by the Foreign Service Act of 1946 (22 U. S. C. 801-1158) not otherwise provided for; expenses of the National Commission on Educational, Scientific, and Cultural Cooperation as authorized by sections 3, 5, and 6 of the Act of July 30, 1946 (22 U. S. C. 2870, 287q, 287r); expenses of attendance at meetings concerned with activities provided for under this appropriation; purchase (two for Chiefs of

Department of State
Appropriation Act,
1950.
Ante, p. 404.

60 Stat. 999.
22 U. S. C., Supp.
II, § 815 *et seq.*
Ante, p. 111.

60 Stat. 713, 714.
22 U. S. C., Supp.
II, § 287r note.

40 Stat. 1270.
Ante, p. 405.

60 Stat. 810.

62 Stat. 983.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.

Rental of the lines
and teletype equip-
ment.

Relief, etc., of Amer-
ican seamen.

Consular prisons,
etc.

62 Stat. 825.
18 U. S. C., Supp.
II, § 3192.

Ante, p. 403.

Advance payment
of rent.
Leases.

60 Stat. 1027.

Automobiles.

60 Stat. 808.
Ante, p. 400.

Missions at not to exceed \$3,000 each) and hire of passenger motor vehicles; maintenance and operation of aircraft outside the continental United States; printing and binding, including printing and binding outside the continental United States without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); newspapers for departmental use (not to exceed \$15,000); services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$1,000 for payment of claims pursuant to law (28 U. S. C. 2672); health service program as authorized by law; purchase of uniforms; insurance of official motor vehicles in foreign countries when required by law of such countries; dues for library membership in organizations which issue publications to members only, or to members at a price lower than to others; rental of the lines and teletype equipment; employment of aliens, by contract, for services abroad; refund of fees erroneously charged and paid for passports; establishment, maintenance, and operation of passport and despatch agencies; examination of estimates of appropriations in the field; ice and drinking water for use abroad; excise taxes on negotiable instruments abroad; loss by exchange; radio communications; payment in advance for subscriptions to commercial information, telephone and similar services abroad; relief, protection, and burial of American seamen, and alien seamen in foreign countries and in the United States Territories and possessions; expenses incurred in acknowledging services of officers and crews of foreign vessels and aircraft in rescuing American seamen, airmen, or citizens from shipwreck or other catastrophe abroad; rent and expenses of maintaining in Egypt, Ethiopia, Morocco, and Muscat, institutions for American convicts and persons declared insane by any consular court, and care and transportation of prisoners and persons declared insane; expenses, as authorized by law (18 U. S. C. 3192), of bringing to the United States from foreign countries persons charged with crime; and procurement by contract or otherwise, without regard to section 3709, Revised Statutes, as amended (41 U. S. C. 5), of services, supplies, and facilities, as follows: (1) stenographic reporting, (2) translating, (3) analysis and tabulation of technical information, (4) preparation of special maps, globes, and geographic aids, (5) maintenance, improvement, and repair of diplomatic and consular properties in foreign countries, including minor construction on Government-owned properties, (6) not to exceed \$200,000 for maintenance and operation of commissary and mess services, (7) fuel and utilities for Government-owned or leased property abroad, (8) rental or lease, for periods not exceeding ten years, of offices, buildings, grounds, and living quarters for the use of the Foreign Service, for which payments may be made in advance, (9) electrical appliances, motor-driven equipment (other than motor vehicles), and household furniture and furnishings not otherwise provided for, for use abroad, and (10) household equipment to be loaned pursuant to law (22 U. S. C. 1137); \$76,652,100: *Provided*, That pursuant to section 8 of the Act of August 2, 1946 (5 U. S. C. 118d-1), passenger motor vehicles in possession of the Foreign Service abroad may be exchanged or sold and the exchange allowances or proceeds of such sales shall be available without fiscal year limitation for replacement of an equal number of such vehicles and the cost, including the exchange allowance, of each such replacement shall not exceed \$3,000 in the case of the chief of mission automobile at each diplomatic mission and \$1,400 in the case of all other such vehicles except station wagons, and such replacements shall not be charged against the numerical limitation hereinbefore set forth: *Provided further*, That of the amount appropriated herein, not to exceed \$30,000

shall be expended for carrying out the provisions of the Act of July 31, 1945 (5 U. S. C. 168d).

59 Stat. 510.
5 U. S. C., Supp. II,
§ 168d note.

REPRESENTATION ALLOWANCES

For representation allowances as authorized by section 901 (3) of the Foreign Service Act of 1946 (22 U. S. C. 1131), \$650,000.

60 Stat. 1026.

FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For financing the liability of the United States, created by the Foreign Service Act of 1946 (22 U. S. C. 1061-1116), \$2,187,000, which amount shall be placed to the credit of the "Foreign Service retirement and disability fund."

60 Stat. 1019.

BUILDINGS FUND

For carrying into effect the Act of July 25, 1946 (22 U. S. C. 295b), including the initial alterations, repair, and furnishing of buildings acquired under said Act, \$13,000,000, which is exclusively for expenditure under the provisions of said Act which relate to payments representing the value of foreign property or credits: *Provided*, That, when specifically authorized by the Secretary of State or such Assistant Secretary as he may designate, section 6 of the Act of May 7, 1926, may be construed as including leaseholds of not less than ten years.

60 Stat. 663.

44 Stat. 405.
22 U. S. C. § 297.

EMERGENCIES IN THE DIPLOMATIC AND CONSULAR SERVICE

For expenses necessary to enable the Secretary of State to meet unforeseen emergencies arising in the Diplomatic and Consular Service, to be expended pursuant to the requirement of section 291 of the Revised Statutes (31 U. S. C. 107), including personal services in the District of Columbia, \$11,400,000: *Provided*, That the Secretary of State may delegate to subordinate officials the authority vested in him by section 291 of the Revised Statutes pertaining to certification of expenditures.

Delegation of authority.

31 U. S. C. § 107.

UNITED STATES PARTICIPATION IN INTERNATIONAL ORGANIZATIONS

For expenses necessary for United States participation in international organizations, including payment of the annual contributions, quotas, and assessments, and costs of permanent United States representation to such organizations, in not to exceed the respective amounts as follows:

American International Institute for the Protection of Childhood (22 U. S. C. 269b), \$2,000;

45 Stat. 487.

Bureau of Interparliamentary Union for Promotion of International Arbitration (22 U. S. C. 276, 276a; Public Law 409, approved February 6, 1948), \$30,000, of which \$15,000 or so much thereof as may be necessary, to assist in meeting the expenses of the American group, shall be disbursed on vouchers to be approved by the President and the executive secretary of the American group;

60 Stat. 453; 49 Stat. 426.
62 Stat. 19.
22 U. S. C., Supp. II, § 276.

Cape Spartel and Tangier Light, Coast of Morocco (14 Stat. 679), \$825;

Caribbean Commission (Public Law 431, approved March 4, 1948), \$133,116;

62 Stat. 65.
22 U. S. C., Supp. II, §§ 280h, 280i.

Central Bureau of the International Map of the World on the Millionth Scale (22 U. S. C. 269a), \$50;

46 Stat. 825.

Food and Agriculture Organization of the United Nations (22 U. S. C. 279-279d), \$1,250,000;

59 Stat. 529.

Gorgas Memorial Laboratory (22 U. S. C. 278, 278a, 278b; Public Law 867, approved July 1, 1948), \$100,000;

45 Stat. 491; 58 Stat. 402; 62 Stat. 1213.
22 U. S. C., Supp. II, § 278.

- Inter-American Indian Institute (56 Stat. 1303), \$4,800;
 Inter-American Institute of Agricultural Sciences (58 Stat. 1169), \$149,292;
 Inter-American Radio Office (53 Stat. 1576), or its successor, \$6,378;
 Inter-American Statistical Institute (22 U. S. C. 269d), \$29,854;
 International Bureau of the Permanent Court of Arbitration (32 Stat. 1779, 36 Stat. 2199), \$1,600;
 International Bureau for the Protection of Industrial Property (53 Stat. 1748), \$1,802;
 International Bureau for Publication of Customs Tariffs (26 Stat. 1520), \$2,233;
 International Bureau of Weights and Measures (20 Stat. 714, 43 Stat. 1687), \$10,160;
 International Council of Scientific Unions and Associated Unions (22 U. S. C. 274), \$7,517;
 International Hydrographic Bureau (22 U. S. C. 275), \$9,147;
 International Labor Organization (22 U. S. C. 271; Public Law 843, approved June 30, 1948), \$848,058;
 International Penal and Penitentiary Commission (22 U. S. C. 263), \$5,220;
 International Telecommunication Union (Convention ratified by the Senate, June 2, 1948), \$146,311;
 Pan-American Institute of Geography and History (22 U. S. C. 273), \$10,000;
 Pan-American Railway Congress (Public Law 794, approved June 28, 1948), \$5,000;
 Pan-American Sanitary Bureau (44 Stat. 2041), \$1,153,498;
 Pan-American Union (treaty of February 20, 1928; 22 U. S. C. 264; 44 U. S. C. 282), \$1,247,123;
 Payment to the Government of Panama (33 Stat. 2238, 53 Stat. 1818), \$430,000;
 South Pacific Commission (Public Law 403, approved January 28, 1948), \$20,000;
 World Health Organization (Public Law 643, approved June 14, 1948), \$1,920,000;
 United Nations (22 U. S. C. 287-287e), including salaries, expenses, and allowances of personnel and dependents as authorized by the Foreign Service Act of 1946 (22 U. S. C. 801-1158), \$18,128,772, of which amount \$16,601,022 shall be available for contribution;
 United Nations Educational, Scientific, and Cultural Organization (22 U. S. C. 287m-287t), \$2,928,773, of which amount \$2,887,173 shall be available for contribution;
 International Civil Aviation Organization (61 Stat. 1180), \$582,000, of which amount \$500,000 shall be available for contribution;
 International Refugee Organization (22 U. S. C. 289-289d), \$70,500,029, of which amount \$70,447,729 shall be available for contribution;
 In all, \$99,663,558, together with such additional sums due to increase in rates of exchange as the Secretary of State may determine and certify to the Secretary of the Treasury to be necessary to pay, in foreign currencies, the quotas and contributions required by the several treaties, conventions, or laws establishing the amount of the obligation: *Provided*, That, without regard to section 3709 of the Revised Statutes, as amended, amounts for United States representation in United Nations, United Nations Educational, Scientific, and Cultural Organization, International Refugee Organization, and International Civil Aviation Organization shall be available for expenses pursuant to the provisions of the pertinent Acts and Conventions authorizing such
- 56 Stat. 20.
 49 Stat. 540.
 41 Stat. 1215.
 48 Stat. 1182; 62 Stat. 1151.
 22 U. S. C., Supp. II, §§ 271 note, 272a, 272b.
 37 Stat. 602.
 63 Stat., Pt. 2.
 49 Stat. 512.
 62 Stat. 1060.
 22 U. S. C., Supp. II, §§ 280j, 280k.
 36 Stat. 1032.
 62 Stat. 15.
 22 U. S. C., Supp. II, §§ 280-280e.
 62 Stat. 441.
 22 U. S. C., Supp. II, §§ 290-290d.
 59 Stat. 619.
 22 U. S. C., Supp. II, § 287 notes.
 Post, p. 734.
 60 Stat. 999.
 22 U. S. C., Supp. II, § 815 et seq.
 Ante, p. III.
 60 Stat. 712.
 61 Stat. 214.
 22 U. S. C., Supp. II, §§ 289-289d.
 41 U. S. C. § 5.
 Ante, p. 403.

representation, including attendance at meetings of societies or associations concerned with the work of the organizations; hire of passenger motor vehicles; printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); and purchase of uniforms for guards and chauffeurs: *Provided further*, That the provisions of section 7 of the United Nations Participation Act of 1945, and regulations thereunder, applicable to expenses incurred pursuant to that Act shall be applicable to the obligation and expenditure of funds in connection with the United States participation in the International Civil Aviation Organization: *Provided further*, That the Department of State, when requested by the United Nations, is authorized to acquire surplus property for the United Nations in accordance with the provisions of the Surplus Property Act of 1944 (58 Stat. 765-784), as amended, with funds hereby appropriated for the United States contribution to the United Nations, and such contribution shall be reduced by the value of the surplus property and necessary expenses, including transportation costs, incidental to the acquisition thereof: *Provided further*, That the amount for United States representation in United Nations shall be available for the furnishing of living quarters for the use of the Representative of the United States at the seat of the United Nations under the same terms and conditions specified in this title for rental of quarters and furnishing of fuel and utilities for the Foreign Service; and for making allotments to the United States Mission to the United Nations to defray the unusual expenses incident to the maintenance of an official residence for the United States Representative to the United Nations in the same manner that such allotments are authorized to Foreign Service Posts by section 902 of the Foreign Service Act of 1946 (22 U. S. C. 1132).

40 Stat. 1270.
Ante, p. 405.

59 Stat. 621.
22 U. S. C. § 287e.
Post, p. 736.

Acquisition of surplus property.

50 U. S. C. app.
§§ 1611-1646; Supp. II,
§ 1612 *et seq.*
Ante, p. 399.

Living quarters for U. S. representative.

60 Stat. 1026.

INTERNATIONAL CONTINGENCIES

For necessary expenses, without regard to section 3709 of the Revised Statutes, as amended, of participation by the United States upon approval by the Secretary of State, in international activities which arise from time to time in the conduct of foreign affairs and for which specific appropriations have not been provided pursuant to treaties, conventions, or special Acts of Congress, including personal services in the District of Columbia or elsewhere without regard to civil-service and classification laws; employment of aliens; travel expenses without regard to the Standardized Government Travel Regulations and without regard to the rates of per diem allowances in lieu of subsistence expenses under the Subsistence Expense Act of 1926, as amended; transportation of families and effects under such regulations as the Secretary of State may prescribe; not to exceed \$15 per diem in lieu of subsistence for persons serving without compensation in an advisory capacity while away from their homes or regular places of business; stenographic and other services; rent of quarters by contract or otherwise; hire of passenger motor vehicles; contributions for the share of the United States in expenses of international organizations; printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); \$3,300,000, of which not to exceed a total of \$100,000 may be expended for representation allowances as authorized by section 901 (3) of the Act of August 13, 1946 (22 U. S. C. 1131) and for entertainment.

41 U. S. C. § 5.
Ante, p. 403.

44 Stat. 688.
5 U. S. C. § 821.
Ante, p. 167.

40 Stat. 1270.
Ante, p. 405.

60 Stat. 1026.

INTERNATIONAL BOUNDARY AND WATER COMMISSION, UNITED STATES AND MEXICO

For expenses necessary to enable the United States to meet its obligations under the treaties of 1884, 1889, 1905, 1906, 1933, and 1944

24 Stat. 1011; 26 Stat. 1512; 35 Stat. 1863; 34 Stat. 2953; 48 Stat. 1621; 59 Stat. 1219.

49 Stat. 660.

60 Stat. 810.

Leasing of private property.

Ante, p. 403.

62 Stat. 983.

28 U. S. C., Supp. II, § 2672.

Ante, pp. 62, 106.

49 Stat. 906.

between the United States and Mexico, and to comply with the Act approved August 19, 1935, as amended (22 U. S. C. 277-277d), including operation and maintenance of the Rio Grande rectification, canalization, flood control, bank protection, boundary fence, and sanitation projects; examinations, preliminary surveys, and investigations; detailed plan preparation and construction (including surveys and operation and maintenance and protection during construction); and Rio Grande emergency flood protection; construction and operation of gaging stations; purchase and exchange of map-reproduction machines and other equipment and machinery; personal services in the District of Columbia; services in accordance with section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not in excess of \$100 per diem; travel expenses, including, in the discretion of the Commissioner, expenses (not to exceed \$500) of attendance at meetings of organizations concerned with the activities of the International Boundary and Water Commission which may be necessary for the efficient discharge of the responsibilities of the Commission; printing and binding; purchase of (ten for replacement only) passenger motor vehicles; hire, with or without personal services, of work animals, and animal-drawn and motor-propelled vehicles and aircraft and equipment; acquisition by donation, purchase, or condemnation, of real and personal property, including expenses of abstracts and certificates of title; purchase of ice and drinking water; inspection of equipment, supplies, and materials by contract; drilling and testing of foundations and dam sites, by contract if deemed necessary, purchase of planographs and lithographs, and leasing of private property to remove therefrom sand, gravel, stone, and other materials, without regard to section 3709 of the Revised Statutes, as amended (41 U. S. C. 5); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672), and the Act of August 27, 1935, as amended (22 U. S. C. 277e); and payment of official telephone service in the field in case of official telephones installed in private houses when authorized under regulations established by the Commissioner; as follows:

SALARIES AND EXPENSES

For salaries and expenses, regular boundary activities, including examinations, preliminary surveys, and investigations, \$1,120,000.

CONSTRUCTION

48 Stat. 1621.

49 Stat. 660, 961, 1463; 55 Stat. 333.

59 Stat. 1219.

Lower Rio Grande flood-control project.

59 Stat. 89.

International Boundary and Water Commission.

For detail plan preparation and construction of projects authorized by the Convention concluded February 1, 1933, between the United States and Mexico, the Acts approved August 19, 1935, as amended (22 U. S. C. 277-277d), August 29, 1935 (Public Law 392), June 4, 1936 (Public Law 648), June 28, 1941 (22 U. S. C. 277f), and the projects stipulated in the treaty between the United States and Mexico signed at Washington on February 3, 1944, \$900,000, to be immediately available, and to remain available until expended: *Provided*, That no expenditures shall be made for the lower Rio Grande flood-control project for construction on any land, site, or easement in connection with this project except such as has been acquired by donation and the title thereto has been approved by the Attorney General of the United States: *Provided further*, That expenditures for the Rio Grande bank-protection project shall be subject to the provisions and conditions contained in the appropriation for said project as provided by the Act approved April 25, 1945 (Public Law 40): *Provided further*, That unexpended balances of appropriations for construction under the International Boundary and Water Commission available for the

next preceding fiscal year shall be merged with this appropriation and shall continue available until expended.

RIO GRANDE EMERGENCY FLOOD PROTECTION

For emergency flood-control work, including protection, reconstruction, and repair of all structures under the jurisdiction of the International Boundary and Water Commission, United States and Mexico, threatened or damaged by floodwaters of the Rio Grande, which have heretofore been authorized and erected under the provisions of treaties between the United States and Mexico, or in pursuance of Federal laws authorizing improvements on the Rio Grande, \$15,000, to be immediately available, to be merged with the unobligated balance of the appropriation for this purpose for the next preceding fiscal year, and to remain available until expended.

AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

Salaries and expenses, American sections, international commissions, \$500,000, to be disbursed under the direction of the Secretary of State, as follows: For necessary expenses to enable the President to perform the obligations of the United States under certain treaties between the United States and Great Britain in respect to Canada, including personal services in the District of Columbia; stenographic reporting services by contract; printing and binding; and hire of passenger motor vehicles; as follows: For the International Joint Commission, United States and Canada, under the terms of the treaty between the United States and Great Britain signed January 11, 1909 (36 Stat. 2448), including the salary of one Commissioner on the part of the United States who shall serve at the pleasure of the President (the other Commissioners to serve in that capacity without compensation therefor); salaries of clerks and other employees appointed by the Commissioners on the part of the United States with the approval solely of the Secretary of State; travel expenses and compensation of witnesses in attending hearings of the Commission at such places in the United States and Canada as the Commission or the American Commissioners shall determine to be necessary, not to exceed \$47,900; for special and technical investigations in connection with matters falling within the jurisdiction of the International Joint Commission, United States and Canada, including the purchase for replacement only of one passenger automobile; and the Secretary of State is authorized to transfer to any department or independent establishment of the Government with the consent of the head thereof, any part of this amount for direct expenditure by such department or establishment for the purposes set forth in this clause, not to exceed \$144,000; for the International Boundary Commission, United States and Canada and Alaska, under the terms of the treaty between the United States and Great Britain in respect to Canada, signed February 24, 1925 (44 Stat. 2102), including the completion of such remaining work as may be required under the award of the Alaskan Boundary Tribunal and existing treaties between the United States and Great Britain; commutation of subsistence to employees while on field duty not to exceed \$4 per day each, but not to exceed \$3 per day each when a member of a field party and subsisting in camp; hire of freight and passenger motor vehicles from temporary field employees; and for payment for timber necessarily cut in keeping the boundary line clear, not to exceed \$73,300; for the share of the United States of the expenses of the International Fisheries Commission under the convention between the United States and Canada, concluded January 29, 1937 (50 Stat. 1351), not to exceed \$35,000; for the share of the United States

International Joint
Commission, U. S.
and Canada.

Transfer of funds.

International
Boundary Commis-
sion, U. S. and Can-
ada and Alaska.

International Fish-
eries Commission.

International Pacific Salmon Fisheries Commission.

58 Stat. 150.
Advance of funds.

of the expenses of the International Pacific Salmon Fisheries Commission, under the convention between the United States and Canada, concluded May 26, 1930 (50 Stat. 1355), not to exceed \$219,500, of which not to exceed \$50,000 may be transferred to the appropriation for "Restoration of salmon runs, Fraser River system, International Pacific Salmon Fisheries Commission" contained in the First Deficiency Appropriation Act, 1944: *Provided*, That sums appropriated for the United States share of the expenses of the International Fisheries Commission and of the International Pacific Salmon Fisheries Commission may, except for the expenses of the members, be advanced to the respective Commissions for the expenses of said Commissions.

INTERNATIONAL INFORMATION AND EDUCATIONAL ACTIVITIES

Post, pp. 747, 878.

62 Stat. 6.
22 U. S. C., Supp.
II, § 1431 *et seq.*
53 Stat. 1290.
60 Stat. 754.
Ante, p. 399.

60 Stat. 999.
22 U. S. C., Supp.
II, § 815 *et seq.*
Ante, p. 111.

60 Stat. 810.
31 U. S. C. § 529.

Experiment and demonstration stations.

41 U. S. C. § 5.
Ante, p. 403.

62 Stat. 312.
Transfer of funds.
Post, pp. 747, 878.

International short-wave radio stations.

Indemnification of owners and operators.

For expenses necessary to enable the Department of State to carry out international information and educational activities as authorized by the United States Information and Educational Exchange Act of 1948 (Public Law 402, approved January 27, 1948) and the Act of August 9, 1939 (22 U. S. C. 501), and to administer the program authorized by section 32 (b) (2) of the Surplus Property Act of 1944, as amended (50 U. S. C. App. 1641 (b)), including personal services in the District of Columbia; employment, without regard to the civil-service and classification laws, of persons on a temporary basis (not to exceed \$60,000) and aliens within the United States; salaries, expenses, and allowances of personnel and dependents as authorized by the Foreign Service Act of 1946 (22 U. S. C. 801-1158); expenses of attendance at meetings concerned with activities provided for under this appropriation (not to exceed \$11,000); printing and binding; entertainment within the United States (not to exceed \$5,000); purchase (not to exceed three) and hire of passenger motor vehicles; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); advance of funds notwithstanding section 3648 of the Revised Statutes as amended; actual expenses of preparing and transporting to their former homes the remains of persons, not United States Government employees, who may die away from their homes while participating in activities authorized under this appropriation; establishment and operation of agricultural and other experiment and demonstration stations in other American countries, on land acquired by gift or lease, and construction of necessary buildings thereon; radio activities and acquisition and production of motion pictures and visual materials and purchase or rental of technical equipment and facilities therefor, narration and script-writing, by contract or otherwise, acquisition of printed materials, purchase of objects for presentation to foreign governments, schools, or organizations, and information and educational activities outside the continental United States, all without regard to section 3709 of the Revised Statutes; \$34,000,000, of which \$1,000,000 shall be available for payment of obligations incurred under authority granted under this head in the Department of State Appropriation Act, 1949, to enter into contracts for construction of buildings and acquisition of land, and of which not to exceed \$2,760,000 may be transferred to other appropriations of the Department of State: *Provided*, That, notwithstanding the provisions of section 3679 of the Revised Statutes (31 U. S. C. 665), the Department of State is authorized in making contracts for the use of the international short-wave radio stations and facilities, to agree on behalf of the United States to indemnify the owners and operators of said radio stations and facilities from such funds as may be hereafter appropriated for the purpose against loss or damage on account of injury to persons or

property arising from such use of said radio stations and facilities: *Provided further*, That in the acquisition of leasehold interests payments may be made in advance for the entire term or any part thereof: *Provided further*, That funds herein appropriated shall not be used to purchase more than 75 per centum of the effective daily broadcasting time from any person or corporation holding an international short-wave broadcasting license from the Federal Communications Commission without the consent of such licensee: *Provided further*, That funds appropriated herein shall be available for payment to private organizations abroad in pursuance of contracts entered into for the processing and distribution of motion-picture films.

Restriction on purchase of broadcasting time.

Processing and distribution of motion-picture films.

PHILIPPINE REHABILITATION

For expenses necessary to carry out the provisions of titles III and V of the Philippine Rehabilitation Act of 1946 (50 U. S. C. App. 1781-1791, 1801), hereinafter called the Act, without regard, outside the United States, to section 3709 of the Revised Statutes, as amended, including personal services in the District of Columbia, and employment of personnel outside the continental United States without regard to civil-service and classification laws; temporary services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); hire of passenger motor vehicles; hire, maintenance, operation, and repair of aircraft; purchase of health and accident insurance for trainees (for whom such benefits are not otherwise allowed) while in the United States in pursuance of training programs; actual expenses of preparing and transporting to their former homes the remains of trainees who may die away from their homes while participating in activities authorized under this appropriation; advances of funds to trainees, such advancements to be deducted from allowances due to such trainees; not to exceed \$28,645 for a health-service program as authorized by law (5 U. S. C. 150); printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); expenses of attendance at meetings of organizations concerned with the furtherance of the purposes hereof; compilation, printing, and distribution, in the Philippine Islands or the United States, of charts, reports, and publications pertaining to the various programs set forth in the Act; acquisition of sites for the construction of additional buildings, and furnishing and equipping of buildings acquired or constructed, under section 501 of the Act; and acquisition of quarters in the Philippines to house employees of the United States Government, including military personnel, by purchase, rental (without regard to section 322 of the Act of June 30, 1932, as amended (40 U. S. C. 278a)), lease, or construction and necessary repairs and alterations to and maintenance of such quarters; amounts as follows: (a) For carrying out the provisions of sections 302, 303, 304, and 305 of title III of the Act, \$14,789,850; and (b) for carrying out section 306, 307, 308, 309, 310, and 311 of said title III, \$2,376,548; in all, \$17,166,398: *Provided*, That this appropriation, together with the limitations included herein, shall be consolidated with the appropriation and limitations under this head in the Department of State Appropriation Act, 1949: *Provided further*, That no part of this appropriation shall be available for engaging in any phase of activity or for undertaking any phase of activity authorized by the Philippine Rehabilitation Act of 1946 that would result in obligating the Government of the United States in any sense or respect to the future payment of amounts in excess of the amounts authorized to be appropriated in such Act, nor shall any part of this appropriation be available for expanding any public works project authorized by law to be replaced or rehabilitated beyond such

60 Stat. 135, 140.
50 U. S. C., Supp.
II, app. § 1781 *et seq.*
Post, p. 692.
41 U. S. C. § 5.
Ante, p. 403.

60 Stat. 810.

Trainees.

60 Stat. 903.
40 Stat. 1270.
Ante, p. 405.

Acquisition of sites.

60 Stat. 140.
50 U. S. C. app.
§ 1801.
Acquisition of quarters.
47 Stat. 412.

60 Stat. 135-140.
50 U. S. C. app.
§§ 1782-1791; Supp. II,
§§ 1782, 1785, 1791.
Post, p. 692.
62 Stat. 314.
Restriction.

60 Stat. 128.
50 U. S. C. app.
§§ 1751-1806; Supp. II,
§ 1751 *et seq.*
Post, p. 692.

60 Stat. 137.
50 U. S. C. app.
§ 1787 (a).
Contracts with non-profit institutions.

60 Stat. 137.
50 U. S. C. app.
§ 1786 (b).
Construction of diplomatic, etc., establishments.

52 Stat. 441.
22 U. S. C., Supp. II, § 295a note.
Transfer of funds.

60 Stat. 135.
50 U. S. C. app.
§§ 1782-1785; Supp. II, §§ 1782, 1785.

Post, p. 474.

61 Stat. 780.
22 U. S. C., Supp. II, §§ 281-281f.

62 Stat. 1184.

Contracts in foreign countries.

Transportation of effects.

49 Stat. 2015.
46 U. S. C., Supp. II, § 1241 note.

Termination of employment.
5 U. S. C., Supp. II, § 652.

Exchange of funds.

as may be justified by sound engineering practice and which can be accomplished within the amount authorized to be appropriated: *Provided further*, That the total amount that may be obligated for the entire accomplishment of section 307 (a) of title III of such Act shall not exceed \$8,000,000: *Provided further*, That this appropriation shall be available to make contracts with nonprofit institutions in the United States and the Philippines in connection with training programs: *Provided further*, That sums from the foregoing applicable appropriations may be transferred directly to and merged with the appropriations contemplated in section 306 (b) of the Act to reimburse said latter appropriations for expenditures therefrom for the purpose hereof: *Provided further*, That the construction of diplomatic and consular establishments of the United States in the Philippine Islands shall be without regard to the proviso contained in title 22 of the United States Code, section 295a: *Provided further*, That the Secretary of State, or such official as he may designate, is authorized to transfer from any of the foregoing amounts to any department or independent establishment of the Government for participation in the foregoing programs, sums for expenditure by such department or establishment for the purposes hereof, and sums so transferred shall be available for expenditure in accordance with the provisions hereof and, to the extent determined by the Secretary of State, in accordance with the law governing expenditures of the department or establishment to which transferred: *Provided further*, That transfers of funds to participating agencies for the programs set forth in sections 302 to 305 of the Act shall be approved by the President prior to such transfer.

THE INSTITUTE OF INTER-AMERICAN AFFAIRS

For necessary expenses in carrying out the provisions of the Institute of Inter-American Affairs Act of August 5, 1947 (22 U. S. C. 281-281i), including hire of passenger motor vehicles, \$4,751,600 to remain available until expended: *Provided*, That, notwithstanding the proviso under this head in title I of The Government Corporations Appropriation Act, 1949, any funds heretofore made available to the Corporation shall remain available until expended.

GENERAL PROVISIONS—DEPARTMENT OF STATE

SEC. 102. Contracts entered into in foreign countries involving expenditures from any of the appropriations under this title shall not be subject to the provisions of section 3741 of the Revised Statutes (41 U. S. C. 22).

SEC. 103. The provision of law prescribing the use of vessels of United States registry by any officer or employee of the United States (46 U. S. C. 1241) shall not apply to any travel or transportation of effects payable from funds appropriated, allocated, or transferred to the Secretary of State or the Department of State.

SEC. 104. Notwithstanding the provisions of section 6 of the Act of August 24, 1912 (37 Stat. 555), or the provisions of any other law, the Secretary of State may, in his absolute discretion, during the current fiscal year, terminate the employment of any officer or employee of the Department of State or of the Foreign Service of the United States whenever he shall deem such termination necessary or advisable in the interests of the United States.

SEC. 105. The exchange of funds for payment of expenses in connection with the operation of diplomatic and consular establishments abroad shall not be subject to the provisions of section 3651 of the Revised Statutes (31 U. S. C. 543).

SEC. 106. Appropriations under this Act available for expenses in connection with travel of personnel outside the continental United States, including travel of dependents and transportation of personal effects, household goods, or automobiles of such personnel, shall be available for such expenses when any part of such travel or transportation begins in the current fiscal year pursuant to travel orders issued in that year, notwithstanding the fact that such travel or transportation may not be completed during the current fiscal year.

SEC. 107. Notwithstanding the provisions of section 16a of the Act of August 2, 1946 (Public Law 600), Government-owned vehicles may be used in foreign countries for transportation of United States Government employees from their residence to the office and return when public transportation facilities are unsafe or are not available: *Provided*, That each Chief of Mission shall have prior authority from the Secretary of State to approve such transportation.

SEC. 108. This title may be cited as the "Department of State Appropriation Act, 1950".

TITLE II—DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES AND GENERAL ADMINISTRATION

For personal services in the District of Columbia, including a health service program as authorized by law (5 U. S. C. 150), and for special attorneys and special assistants to the Attorney General as follows:

For the offices of the Attorney General, Solicitor General, Assistant to the Attorney General, Assistant Solicitor General, Pardon Attorney, Board of Immigration Appeals, and Board of Parole, \$845,000.

For the Administrative Division, \$1,232,000.

For legal activities not otherwise provided for, \$5,680,400, including not to exceed \$100,000 (no part of which, except for payment of foreign counsel, shall be used to pay the compensation of any persons except attorneys duly licensed and authorized to practice under the laws of any State, Territory, or the District of Columbia) for compensation (not to exceed in any case \$10,330 per annum) of special attorneys and assistants to the Attorney General and to United States district attorneys not otherwise provided for, employed by the Attorney General to aid in special matters and cases, and of foreign counsel employed by the Attorney General in special cases: *Provided*, That reports be submitted to the Congress on the 1st of July and January showing the names of the persons employed under the foregoing limitation, the annual rate of compensation or amount of any fee paid to each, together with a description of their duties.

Not to exceed \$250,000 of the foregoing appropriations for personal services (other than the Administrative Division) shall be available for the employment, on duties properly chargeable to each of said appropriations, of special assistants to the Attorney General without regard to the Classification Act of 1923, as amended.

Contingent expenses: For miscellaneous and emergency expenses authorized or approved by the Attorney General or his Administrative Assistant, including printing and binding, stenographic reporting services by contract as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), a health service program as authorized by law (5 U. S. C. 150), and examination of estimates of appropriation in the field; \$1,114,600, of which \$398,800 shall be available for contractual services and services authorized by section 15 of the Act of August 2, 1946, in the Lands Division.

Traveling expenses: For necessary traveling expenses not otherwise provided for, \$218,000.

Travel expenses.

60 Stat. 810.
5 U. S. C. § 78.

Citation of title.

Department of Justice
Appropriation
Act, 1950.
Ante, p. 404.

60 Stat. 903.

Special assistants to
Attorney General.

Reports to Congress.

42 Stat. 1428.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

60 Stat. 810.

60 Stat. 903.

60 Stat. 810.
5 U. S. C. § 55a.

60 Stat. 810.

Permanent regional
offices.

Salaries and expenses, Antitrust Division: For expenses necessary for the enforcement of antitrust and kindred laws, including traveling expenses, services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and personal services in the District of Columbia, \$3,750,000, of which \$125,000 shall be available exclusively for activities in connection with railroad reparations cases: *Provided*, That none of this appropriation shall be expended for the establishment and maintenance of permanent regional offices of the Antitrust Division.

Examination of judicial offices: For the investigation of the official acts, records, and accounts of marshals, attorneys, clerks of the United States courts and Territorial courts, probation officers, and United States commissioners, for which purpose all the official papers, records, and dockets of said officers, without exception, shall be examined by the agents of the Attorney General at any time; and also the official acts, records, and accounts of reporters, referees, and trustees of such courts; travel expenses; \$109,000, to be expended under the direction of the Attorney General.

62 Stat. 1231.
50 U. S. C., Supp.
II, app. §§ 1981-1987.

Salaries and expenses, claims of persons of Japanese ancestry: For expenses necessary for payment of claims of persons of Japanese ancestry, pursuant to the Act of July 2, 1948 (Public Law 886), including personal services in the District of Columbia, travel, and printing and binding, \$1,200,000, of which not to exceed \$200,000 shall be available for administrative expenses.

Ante, p. 12.

Property claims of alien enemies: For payment of claims, pursuant to the Act of March 15, 1949 (Public Law 17), relating to property deposited by alien enemies or United States citizens of Japanese ancestry, \$44,000.

60 Stat. 903.
60 Stat. 810.

Miscellaneous salaries and expenses, field: For salaries and other expenses of the field service, not otherwise specifically provided for, including travel expenses; a health service program as authorized by law (5 U. S. C. 150); temporary services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and notarial fees or like services; \$440,000.

Salaries and expenses of district attorneys, and so forth: For salaries, travel, and other expenses of United States district attorneys, their regular assistants and other employees, including the office expenses of United States district attorneys in Alaska, \$5,585,000.

Services in Alaska.

Transfer of prisoners
to narcotic farms.

Temporary deputy
marshals.

Post, p. 745.

62 Stat. 912.
28 U. S. C., Supp.
II, § 551.
Authorization by
Attorney General.

Salaries and expenses of marshals, and so forth: For salaries, fees, and expenses of United States marshals, deputy marshals, and clerical assistants, including services rendered in behalf of the United States or otherwise; services in Alaska in collecting evidence for the United States when so specifically directed by the Attorney General; meals and lodging for deputy marshals in attendance upon juries when ordered by the court; traveling expenses, including the actual and necessary expenses incident to the transfer of prisoners in the custody of United States marshals to narcotic farms; purchase of four passenger motor vehicles, including two vans for replacement only at not to exceed \$5,000 each; and firearms and ammunition; \$5,630,000, of which amount not to exceed \$50,000 shall be available for the employment of temporary deputy marshals, in lieu of bailiffs, at a rate not to exceed \$10 per day.

Fees of witnesses: For expenses, mileage, and per diems of witnesses and for per diems in lieu of subsistence, such payments to be made on the certification of the attorney for the United States and to be conclusive as provided by law (28 U. S. C. 551), \$700,000: *Provided*, That not to exceed \$50,000 of this amount shall be available for such compensation and expenses of witnesses or informants as may be authorized or approved by the Attorney General or his Administrative Assistant, which approval shall be conclusive: *Provided*

further, That no part of the sum herein appropriated shall be used to pay any witness more than one attendance fee for any one calendar day: *Provided further*, That whenever an employee of the United States performs travel in order to appear as a witness on behalf of the United States in any case involving the activity in connection with which such person is employed, his travel expenses in connection therewith shall be payable from the appropriation otherwise available for the travel expenses of such employee.

Limitation on attendance fee.

Travel expenses of Federal employees.

FEDERAL BUREAU OF INVESTIGATION

Salaries and expenses, detection and prosecution of crimes: For expenses necessary for the detection and prosecution of crimes against the United States; for the protection of the person of the President of the United States; the acquisition, collection, classification and preservation of identification and other records and their exchange with the duly authorized officials of the Federal Government, of States, cities, and other institutions; for such other investigations regarding official matters under the control of the Department of Justice and the Department of State as may be directed by the Attorney General; including personal services in the District of Columbia; a health service program as authorized by law (5 U. S. C. 150); purchase of five hundred (for replacement only) and hire of passenger motor vehicles; purchase at not to exceed \$10,000, for replacement only, of one armored motor vehicle; printing and binding; firearms and ammunition; not to exceed \$10,000 for taxicab hire to be used exclusively for the purposes set forth in this paragraph; traveling expenses, including expenses, in an amount not to exceed \$4,500, of attendance at meetings concerned with the work of such Bureau when authorized in writing by the Attorney General; not to exceed \$3,000 for membership in the International Commission of Criminal Police; payment of rewards when specifically authorized by the Attorney General for information leading to the apprehension of fugitives from justice; and not to exceed \$70,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General, who shall make a certificate of the amount of such expenditure as he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended; \$52,585,141, of which not to exceed \$750,000 shall be immediately available: *Provided*, That the compensation of the Director of the Bureau shall be \$14,000 per annum so long as the position is filled by the present incumbent: *Provided further*, That of the amount herein appropriated \$100,000 is to be held as a reserve for emergencies arising in connection with kidnaping, extortion, bank robbery, and to be released for expenditure in such amounts and at such times as the Attorney General may determine.

Protection of the President.

60 Stat. 903.

Travel expenses.

International Commission of Criminal Police.

Emergencies of confidential character.

Compensation of Director.

Reserve for certain emergencies.

None of the funds appropriated for the Federal Bureau of Investigation shall be used to pay the compensation of any civil-service employee.

Civil-service employees.

IMMIGRATION AND NATURALIZATION SERVICE

Salaries and expenses, Immigration and Naturalization Service: For expenses, not otherwise provided for, necessary for the administration and enforcement of the laws relating to immigration, naturalization, and alien registration; personal services in the District of Columbia; a health service program as authorized by law (5 U. S. C. 150); care, detention, maintenance, transportation, and other expenses incident to the deportation, removal, and exclusion of aliens in the United States and to, through, or in foreign countries; advance of

60 Stat. 903.

Payment of allow-
ances to aliens.

60 Stat. 810
Alien enemies.

Use of privately
owned horses.

Employment of
interpreters.

cash to aliens for meals and lodging while en route; payment of allowances (at a rate not in excess of \$1 per day) to aliens, while held in custody under the immigration laws, for work performed; payment of rewards for information leading to the apprehension or conviction of violators of the immigration laws; not to exceed \$20,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General and accounted for solely on his certificate; traveling expenses, including not to exceed \$5,000 for attendance at meetings concerned with the purposes of this appropriation; purchase (not to exceed one hundred and fifty, for replacement only) and hire of passenger motor vehicles; purchase (not to exceed four), maintenance, and operation of aircraft; firearms and ammunition; printing and binding, including citizenship textbooks for free distribution; refunds of head tax, maintenance bills, immigration fines, and other items properly returnable, except deposits of aliens who become public charges and deposits to secure payment of fines and passage money; stenographic reporting services by contract as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); operation, maintenance, remodeling, and repair of buildings and the purchase of equipment incident thereto; and for all necessary expenses incident to the maintenance, care, detention, surveillance, parole, and transportation of alien enemies and their wives and dependent children, including transportation and other expenses in the return of such persons to place of bona fide residence or to such other place as may be authorized by the Attorney General; \$30,500,000; *Provided*, That the Commissioner of Immigration and Naturalization may contract with officers and employees for the use, on official business, of privately owned horses: *Provided further*, That provisions of law prohibiting or restricting the employment of aliens in the Government service shall not apply to the employment of interpreters in the Immigration and Naturalization Service (not to exceed ten permanent and such temporary employees as are required from time to time) where competent citizen interpreters are not available.

FEDERAL PRISON SYSTEM

Attendance at meet-
ings.

Post, p. 876.

Motor vehicles.

Acquisition of land.

Salaries and expenses, Bureau of Prisons: For salaries and travel expenses in the District of Columbia and elsewhere in connection with the supervision of the maintenance and care of United States prisoners, including printing and binding and the compilation of statistics relating to prisoners in Federal and non-Federal penal and correctional institutions, \$466,000: *Provided*, That not to exceed \$3,500 of this amount shall be available for expenses of attendance at meetings concerned with the work of the Bureau of Prisons when incurred on the written authorization of the Attorney General.

Salaries and expenses, penal and correctional institutions: For expenses necessary for the support of prisoners, and the maintenance and operation of Federal penal and correctional institutions and the construction of buildings at prison camps, interment or transporting remains of deceased inmates to their relatives or friends in the United States; including purchase of eight passenger motor vehicles, including one bus at not to exceed \$20,000, for replacement only; not to exceed \$10,000 for expenses of attendance at meetings concerned with the work of the Federal Prison System when authorized in writing by the Attorney General; traveling expenses; furnishing of uniforms and other distinctive wearing apparel necessary for employees in the performance of their official duties; not to exceed \$35,000 for the acquisition of land adjacent to any Federal penal or correctional institution when, in the opinion of the Attorney General, the additional

land is essential to the protection of the health or safety of the institution; firearms and ammunition; purchase and exchange of farm products and livestock; \$18,800,000: *Provided*, That section 3709 of the Revised Statutes, as amended, shall not be construed to apply to any purchase or service rendered under this appropriation when the aggregate amount involved does not exceed \$500: *Provided further*, That collections in cash for meals, laundry, barber service, uniform equipment, and any other items for which payment is made originally from appropriated funds, may be deposited in the Treasury to the credit of the appropriation for maintenance and operation of the institutions.

41 U. S. C. § 5.
Ante, p. 403.

Credit of appropriation.

Medical and hospital service: For medical relief for inmates of penal and correctional institutions and appliances necessary for patients including personal services in the District of Columbia and furnishing and laundering of uniforms and other distinctive wearing apparel necessary for the employees in the performance of their official duties; \$1,592,000: *Provided*, That there may be transferred to the Public Health Service such amounts as may be necessary, in the discretion of the Attorney General for direct expenditure by that Service.

Transfer of funds.

Construction of buildings and facilities: For construction, remodeling, and equipping necessary buildings and facilities at existing penal and correctional institutions and all necessary expenses incident thereto, to be expended under the direction of the Attorney General by contract or purchase of material and hire of labor and services and utilization of labor of United States prisoners as the Attorney General may direct, \$497,000, of which \$280,000 shall be available for replacement of a power plant at the United States Penitentiary, Leavenworth, Kansas; and, in addition, the Attorney General is authorized to enter into contracts and incur obligations in an amount not to exceed \$900,000, for completion of such replacement at a total cost not to exceed \$1,180,000.

U. S. Penitentiary,
Leavenworth, Kans.

Support of United States prisoners: For support of United States prisoners in non-Federal institutions and in the Territory of Alaska, including necessary clothing and medical aid; rent, repair, alteration, and maintenance of buildings and the maintenance of prisoners therein, occupied under authority of sections 4 and 5 of the Act of May 14, 1930 (18 U. S. C. 4003, 4009); support of prisoners becoming insane during imprisonment and who continue insane after expiration of sentence, who have no relatives or friends to whom they can be sent; shipping remains of deceased prisoners to their relatives or friends in the United States and interment of deceased prisoners whose remains are unclaimed; expenses incurred in identifying, pursuing, and returning escaped prisoners and for rewards for their capture; and for repairs, betterments, and improvements of United States jails, including sidewalks; \$1,675,000.

U. S. prisoners in
non-Federal institu-
tions and in Alaska.

46 Stat. 326, 62 Stat.
848, 849.
18 U. S. C., Supp.
II, §§ 4003, 4009.

OFFICE OF ALIEN PROPERTY

Office of Alien Property: The Attorney General, or such officer as he may designate, is hereby authorized to pay out of any funds or other property or interest vested in him or transferred to him pursuant to or with respect to the Trading with the Enemy Act of October 6, 1917, as amended (50 U. S. C. App.), necessary expenses incurred in carrying out the powers and duties conferred on the Attorney General pursuant to said Act: *Provided*, That not to exceed \$4,000,000 shall be available in the current fiscal year for the general administrative expenses of the Office of Alien Property, including printing and binding; rent of private or Government-owned space in the District of Columbia; not to exceed \$70,000 for services as authorized by section

40 Stat. 411.
50 U. S. C. app.
§ 1; Supp. II, § 4 *et seq.*
Administrative ex-
penses.

60 Stat. 810.

60 Stat. 903.

Report to Congressional committees.

Transfer of funds.

15 of the Act of August 2, 1946 (5 U. S. C. 55a) ; personal services in the District of Columbia ; a health service program as authorized by law (5 U. S. C. 150), and traveling expenses, including attendance at meetings of organizations concerned with the work of the Office: *Provided further*, That on or before November 1 of the current fiscal year, the Attorney General shall make a report to the Appropriations Committees of the Senate and the House of Representatives giving detailed information on all administrative and nonadministrative expenses incurred during the next preceding fiscal year in connection with the activities of the Office of Alien Property: *Provided further*, That of the total amount herein authorized the amount of \$100,000 is to be transferred to the Administrative Division, Department of Justice.

GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

License requirement for attorneys.

SEC. 202. None of the funds appropriated by this title may be used to pay the compensation of any person hereafter employed as an attorney unless such person shall be duly licensed and authorized to practice as an attorney under the laws of a State, Territory, or the District of Columbia.

Reimbursement to U. S. *Ante*, p. 311.

SEC. 203. Sixty per centum of the expenditures for the offices of the United States district attorney and the United States marshal for the District of Columbia from all appropriations in this title shall be reimbursed to the United States from any funds in the Treasury of the United States to the credit of the District of Columbia.

Exchange of books, etc.

SEC. 204. In the procurement of lawbooks, books of reference, and periodicals, the Department of Justice is authorized to exchange or sell similar items and apply the exchange allowances or proceeds of sales in such cases in whole or in part payment therefor.

62 Stat. 983.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
Citation of title.

SEC. 205. Appropriations under this title available for salaries and expenses shall be available for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672).

SEC. 206. This title may be cited as the "Department of Justice Appropriation Act, 1950".

Department of Commerce Appropriation Act, 1950.
Ante, p. 404.

TITLE III—DEPARTMENT OF COMMERCE

OFFICE OF THE SECRETARY

60 Stat. 810.

Salaries and expenses: For necessary expenses of the Office of the Secretary of Commerce (hereafter in this title referred to as the Secretary) including personal services in the District of Columbia; purchase of one passenger motor vehicle for replacement only at not to exceed \$4,000; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not to exceed \$50 per diem; and teletype news service (not exceeding \$1,000) ; \$1,299,000.

60 Stat. 810.
Scientific or technical reports, etc.

Technical and scientific services: For necessary expenses in the performance of activities and services relating to the collection, compilation, and dissemination of technological information as an aid to business in the development of foreign and domestic commerce, including personal services in the District of Columbia; not to exceed \$2,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a) ; and printing and binding, \$219,000: *Provided*, That the Secretary is authorized, upon request of any public or private organization or individual, to reproduce by appropriate process, independently or through any other agency of the Government, any scientific or technical report, document, or descriptive material, foreign or domestic, which has been released for public dissemination, and to sell such reproductions at a price not less than the estimated total cost

of reproducing and disseminating same as may be determined by the Secretary, the moneys received from such sale to be deposited in a special account in the Treasury, such account to be available for reimbursing any appropriation which may have borne the expense of such reproduction and dissemination and making refunds to organizations and individuals when entitled thereto.

BUREAU OF THE CENSUS

Salaries and expenses, age and citizenship certification: For expenses necessary for searching census records and supplying information incident to carrying out the provisions of the Social Security Act, and other statutory requirements with respect to age and citizenship certification, including personal services at the seat of government, travel, microfilm, binding records, and photographic supplies, \$105,000: *Provided*, That the procedure hereunder for the furnishing from census records of evidence for the establishment of age of individuals shall be pursuant to regulations approved jointly by the Secretary and the Social Security Administration.

49 Stat. 620.
42 U. S. C. §§ 301-1336; Supp. II, § 303 *et seq.*
Ante, p. 445.
Procedure for furnishing evidence of age.

Current census statistics: For expenses necessary for collecting, compiling, and publishing current census statistics provided for by law; temporary employees at rates to be fixed by the Secretary of Commerce without regard to the Classification Act; printing and binding; the cost of obtaining State, municipal, and other records; preparation of monographs on census subjects and other work of specialized character by contract; and purchase, construction, repair, and rental of mechanical and electrical tabulating equipment and other labor-saving devices; \$5,750,000, of which \$100,000 shall be available exclusively for vessel shipping statistics.

Temporary employees.
42 Stat. 1488.
5 U. S. C. §§ 661-674; Supp. II, § 662 *et seq.*
Post, p. 972.

Seventeenth decennial census: For expenses necessary for taking, compiling, and publishing the seventeenth decennial census as authorized by law (13 U. S. C. 201-219), including personal services at the seat of government and elsewhere at rates to be fixed by the Secretary of Commerce without regard to the Classification Act and the Federal Employees Pay Act of 1945, as amended; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); health service program as authorized by law (5 U. S. C. 150); and compensation of employees of the Department of Commerce and other departments and independent establishments of the Government who may be detailed for field work; \$41,885,000, to remain available until December 31, 1952.

Post, p. 874.

46 Stat. 21.
Ante, p. 406.

42 Stat. 1488; 59 Stat. 295.
5 U. S. C. §§ 661-674, 901 *et seq.*; Supp. II, §§ 662 *et seq.*, 902 *et seq.*
Ante, p. 265; *post*, pp. 972, 973.
60 Stat. 810, 903.

General administration, Bureau of the Census: For expenses necessary for general administration, including temporary employees at rates to be fixed by the Secretary of Commerce without regard to the Classification Act; and printing and binding; \$870,000.

42 Stat. 1488.
5 U. S. C. §§ 661-674; Supp. II, § 662 *et seq.*
Post, p. 972.

CIVIL AERONAUTICS ADMINISTRATION

Salaries and expenses: For necessary expenses of the Civil Aeronautics Administration in carrying out the provisions of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 401), and other Acts incident to the enforcement of safety regulations; maintenance and operation of air navigation facilities and air traffic control; furnishing advisory service to States and other public and private agencies in connection with the construction or improvement of airports and landing areas; and the disposal of surplus airports; including personal services in the District of Columbia; hire of aircraft (not exceeding \$395,000); the operation and maintenance of eighty-five aircraft; printing and binding; contract stenographic reporting services; fees and mileage of expert and other witnesses; examination of estimates

Post, p. 745.

52 Stat. 973.
49 U. S. C. § 401 *et seq.*; Supp. II, § 401 *et seq.*

Operation and maintenance of aircraft, etc.
Post, p. 465.

Transfer of aircraft,
etc.

Crediting of funds
from States, etc.

of appropriations in the field; purchase (not to exceed forty, for replacement only) and hire of passenger motor vehicles; purchase and repair of skis and snowshoes; and salaries and traveling expenses, together with tuition (not to exceed \$20,000) and other contractual expenses in connection therewith, of employees detailed to attend courses of training conducted by the Government or other organizations serving aviation; \$94,402,105, and the Departments of the Air Force, Army and Navy, are authorized to transfer to the Civil Aeronautics Administration without charge, subject to the approval of the Bureau of the Budget, aircraft (for replacement only), aircraft engines, parts, flight equipment, and hangar, line, and shop equipment surplus to the needs of such Departments: *Provided*, That there may be credited to this appropriation, funds received from States, counties, municipalities, and other public authorities for expenses incurred in the maintenance and operation of airport traffic control towers.

Contract authority.

Consolidation of ap-
propriations.

Transfer of funds.

Transfer of facilities.

Establishment of air-navigation facilities: For the acquisition and establishment by contract or purchase and hire of air-navigation facilities, including the equipment of additional civil airways for day and night flying; the construction of additional necessary lighting, radio, and other signaling and communicating structures and apparatus; the alteration and modernization of existing air-navigation facilities; the acquisition of the necessary sites by lease or grant; the construction and furnishing of quarters and related accommodations for officers and employees of the Civil Aeronautics Administration and the Weather Bureau stationed at remote localities not on foreign soil where such accommodations are not otherwise available; personal services in the District of Columbia; purchase (not to exceed eight) and hire of passenger motor vehicles; printing and binding; and not to exceed \$200,000 for emergency repairs and replacement of facilities damaged by fire, flood, or storm; \$18,650,000, of which \$8,000,000 is for liquidation of obligations incurred under authority heretofore granted to enter into contracts for the foregoing purposes; and, in addition, the Civil Aeronautics Administration is authorized to enter into contracts and incur obligations for purposes contained in this paragraph in an amount not exceeding \$26,800,000: *Provided*, That authority heretofore granted under this head to enter into contracts for such purposes may be exercised until June 30, 1950: *Provided further*, That the consolidated appropriation under this head for the next preceding fiscal year is hereby consolidated with and made a part of this appropriation to be disbursed and accounted for as one fund: *Provided further*, That transfers may be made from this appropriation to the appropriation "Salaries and expenses, Civil Aeronautics Administration," for costs of maintenance and operation of aircraft for initial flight checking of facilities established under this appropriation (not to exceed \$350,000); for necessary expenses in connection with the transportation by air to and from and within the Territories of the United States of materials and equipment secured under this appropriation (not to exceed \$115,000); and for necessary administrative costs (not to exceed \$375,000): *Provided further*, That the Departments of the Army, Navy, and Air Force are authorized during the current fiscal year to transfer without charge, subject to the approval of the Bureau of the Budget, air navigation and communication facilities, including appurtenances thereto, to the Civil Aeronautics Administration.

Technical development: For expenses necessary in carrying out the provisions of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 401), relative to such developmental work and service testing as tends to the creation of improved air-navigation facilities, including

52 Stat. 973.
49 U. S. C. § 401 *et*
seq.; Supp. II, § 401 *et*
seq.

landing areas, aircraft, aircraft engines, propellers, appliances, personnel, and operation methods, and personal services in the District of Columbia; acquisition of necessary sites by lease or grant; operation and maintenance of five aircraft, which shall be in addition to the number authorized herein under the appropriation for "Salaries and expenses, Civil Aeronautics Administration"; and printing and binding; \$1,450,000.

Additional aircraft.

Ante, p. 463.

Maintenance and operation, Washington National Airport: For expenses incident to the care, operation, maintenance, and protection of the Washington National Airport, including purchase of one passenger motor vehicle for replacement only; printing and binding; not to exceed \$2,900 for the purchase, cleaning, and repair of uniforms; and arms and ammunition; \$1,250,000; and the Departments of the Air Force, Army and Navy, are authorized to transfer to the Administrator without payment therefor such equipment, not to exceed \$30,000 in value, as is commonly used in ground operation at airports for use of the Washington National Airport.

Transfer of equipment.

Construction, Washington National Airport: For an additional amount for construction at the Washington National Airport, to be used for the installation of an additional fuel oil storage tank and a steam line, \$196,500, to remain available until expended.

Federal-aid airport program, Federal Airport Act: For carrying out the provisions of the Federal Airport Act of May 13, 1946 (except section 5 (a)), to be available until June 30, 1953, \$14,500,000, of which \$11,500,000 is for liquidation of obligations incurred under authority heretofore granted to enter into contracts for the foregoing purposes; and in addition, the Civil Aeronautics Administration is authorized until June 30, 1953, to enter into contracts and incur obligations for purposes of this paragraph in an amount not exceeding \$36,500,000, of which \$36,000,000 shall be for projects in the States in accordance with sections 5 (b) and 6 of said Act, and \$500,000 shall be for projects in Hawaii, Puerto Rico and the Virgin Islands in accordance with section 5 (c), as amended: *Provided*, That of the amount appropriated herein \$3,000,000 shall be available as one fund for necessary planning, research, and administrative expenses; including personal services in the District of Columbia; hire of passenger motor vehicles; and printing and binding; of which \$3,000,000 not to exceed \$550,000 may be transferred to the appropriation "Salaries and expenses, Civil Aeronautics Administration", to provide for necessary administrative expenses, including the maintenance and operation of aircraft and printing and binding: *Provided further*, That the appropriation under this head for the next preceding fiscal year is hereby merged with this appropriation.

60 Stat. 170, 172.
49 U. S. C. §§ 1101-1119; Supp. II, § 1101 et seq.
Post, pp. 478, 480, 605, 903, 925.

60 Stat. 172, 173.
49 U. S. C. §§ 1104 (b), 1105, 1104 (c).
Post, pp. 903, 925.
Planning, research, etc.

Transfer of funds.
Ante, p. 463.

Construction of public airports, Territory of Alaska: For an additional amount for construction of public airports, Territory of Alaska, \$5,800,000, to remain available until expended for liquidation of obligations incurred under authority granted in the Second Deficiency Appropriation Act, 1948, to enter into contracts for such purpose.

62 Stat. 1039.

Air navigation development: For expenses necessary for planning and developing a national system of aids to air navigation and air traffic control common to military and civil air navigation, including research, experimental investigations, purchase, and development, by contract or otherwise, of new types of air navigation aids (including plans, specifications, and drawings); personal services in the District of Columbia; hire of passenger motor vehicles and aircraft; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not in excess of \$50 per diem; acquisition of necessary sites by lease or grant; and

60 Stat. 810.

payments in advance under contracts for research or development work; not to exceed \$130,000 for administrative expenses; \$3,000,000, and, in addition, the Civil Aeronautics Administration is authorized to enter into contracts and incur obligations for the purposes contained in this paragraph in an amount not exceeding \$4,000,000.

CIVIL AERONAUTICS BOARD

Civil Aeronautics Board, salaries and expenses: For necessary expenses of the Civil Aeronautics Board, including personal services in the District of Columbia; contract stenographic reporting services; employment of temporary guards on a contract or fee basis without regard to section 3709 of the Revised Statutes, as amended; salaries and traveling expenses of employees detailed to attend courses of training conducted by the Government or industries serving aviation; expenses of examination of estimates of appropriations in the field; hire of passenger motor vehicles; hire, operation, maintenance, and repair of aircraft; and printing and binding; \$3,620,500.

41 U. S. C. § 5.
Ante, p. 403.

COAST AND GEODETIC SURVEY

Salaries and expenses, departmental: For expenses necessary to carry out in the District of Columbia the provisions of the Act of August 6, 1947 (33 U. S. C. 883a-883i), including the purchase of maps and nautical and aeronautical charts; maintenance of an instrument shop and procurement or exchange of metal working and wood-working supplies and equipment; motion-picture equipment; chart paper, drafting, photographic, photolithographic, and printing supplies and equipment; printing and binding; instruments (except surveying instruments); and stationery for field use; \$3,750,000, of which not to exceed \$3,230,000 shall be available for personal services.

61 Stat. 787.
33 U. S. C., Supp.
II, §§ 883a-883i.

Salaries and expenses, field: For expenses necessary to carry out in the field the provisions of the Act of August 6, 1947 (33 U. S. C. 883a-883i), including the operation and maintenance of ships and other field units; replacement of observatories and auxiliary buildings where necessary; purchase of plans and specifications of vessels; lease of sites where necessary and the erection of temporary magnetic and seismological buildings; operation, maintenance, and repair of an airplane for photographic surveys; packing, crating, and transporting personal household effects of commissioned officers when transferred from one official station to another, and of commissioned officers who die on active duty, and funeral expenses of commissioned officers, as authorized by law; and extra compensation at not to exceed \$15 per month to each member of the crew of a vessel when assigned duties as bomber or fathometer reader, and at not to exceed \$1 per day for each station to employees of other Federal agencies while observing tides or currents or tending seismographs; \$5,900,000.

Bomber or fathometer reader.

Employees of other agencies.

Pay, commissioned officers: For pay and allowances prescribed by law for not to exceed one hundred and seventy-one commissioned officers on the active list and of officers retired in accordance with existing law, including payment of six months' death gratuity as authorized by law, \$1,310,000.

Death gratuity.

Vehicles.

The foregoing appropriations for the Coast and Geodetic Survey shall be available for the purchase of not to exceed ten vehicles known as station wagons and suburban carry-alls, of which five shall be for replacement only, and (not to exceed \$25,000) for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

60 Stat. 810.

BUREAU OF FOREIGN AND DOMESTIC COMMERCE

Departmental salaries and expenses: For personal services and other necessary expenses of the Bureau of Foreign and Domestic

Commerce at the seat of government, including printing and binding, the purchase of commercial and trade reports, and not to exceed \$50,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$4,878,500: *Provided*, That expenses of field studies or surveys conducted by departmental personnel of the Bureau shall be payable from the amount herein appropriated.

60 Stat. 810.
Field surveys.

Field office service: For expenses necessary to operate and maintain regional, district, and cooperative branch offices for the collection and dissemination of information useful in the development and improvement of commerce throughout the United States and its possessions, including not to exceed \$90,000 for personal services in the District of Columbia, and printing and binding, \$2,079,500.

Export control: For expenses necessary for carrying out the provisions of the Export Control Act of 1949 (Public Law 11, approved February 26, 1949), relating to export controls, including personal services in the District of Columbia and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals, and printing and binding, \$4,550,000, of which not to exceed \$1,500,000 may be transferred to the Bureau of Customs, Treasury Department, for enforcement of the export control program, and of which not to exceed \$105,000 may be transferred to the appropriation for "Salaries and expenses" under the Office of the Secretary.

Ante, p. 7.

60 Stat. 810.

Transfer of funds.

Ante, p. 360.

Ante, p. 356.

PATENT OFFICE

Salaries and expenses: For necessary expenses, including personal services in the District of Columbia and the salary of the Commissioner at \$10,330 per annum; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not to exceed \$75 per diem (not to exceed \$25,000); expenses of transporting to foreign governments publications of patents issued by the Patent Office; defense of suits instituted against the Commissioner of Patents; travel; printing and binding; and other contingent expenses of the Patent Office: *Provided*, That the headings of the drawings for patented cases may be multigraphed in the Patent Office for the purpose of photolithography; \$10,825,000.

60 Stat. 810.

Multigraphing of
headings.

NATIONAL BUREAU OF STANDARDS

For expenses necessary in carrying out the provisions of the Act approved March 3, 1901 (5 U. S. C. 591, 597; 15 U. S. C. 271-278), and Acts supplementary thereto affecting the functions of the Bureau and the functions set forth under the Bureau of Standards in the "Department of Commerce Appropriation Act, 1935", including personal services in the District of Columbia; rental of laboratories in the field; construction of working quarters in the field when suitable facilities are not otherwise available and living quarters at remote localities; repairs and alterations to buildings and other plant facilities, and not to exceed \$700,000 for improvements to buildings, grounds, and other plant facilities including construction of minor buildings and other facilities in the District of Columbia and in the field to house special apparatus or material which must be isolated from other activities; building of temporary experimental structures; expenses of the visiting committee; demonstration of the results of the Bureau's work by exhibits or otherwise as may be deemed most effective; purchase, repair, and cleaning of uniforms for guards; purchase of not to exceed five passenger motor vehicles for replacement only; printing and binding; not to exceed \$100,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and purchase of reprints from trade journals or other periodicals

25 Stat. 659, 32 Stat.
826; 31 Stat. 1449.

48 Stat. 552.

60 Stat. 810.

of articles prepared officially by Government employees, as follows:

Operation and administration: For the general operation and administration of the Bureau; improvement and care of the grounds; plant equipment; maintenance and protection of buildings, including repairs and alterations thereto; \$1,400,000.

Research and testing: For calibrating and certifying measuring instruments, apparatus, and standards in terms of the national standards; the preparation and distribution of standard materials; the testing of equipment, materials, and supplies in connection with Government purchases; the improvement of methods of testing; advisory services to governmental agencies on scientific and technical matters; the maintenance and development of national standards of measurement; the development of improved methods of measurement; the determination of physical constants and the properties of materials; the investigation of mechanisms and structures, including their economy, efficiency, and safety; the study of fluid resistance and the flow of fluids and heat; the investigation of radiation, radioactive substances, and X-rays; the development of methods of chemical analysis and synthesis, and the investigation of the properties of rare substances; investigations relating to the utilization of materials, including lubricants and liquid fuels; the study of new processes and methods of fabrication; the solutions of problems arising in connection with standards; cooperation with Government purchasing agencies, industries, and national organizations in developing specifications and facilitating their use; encouragement of the application of the latest developments in the utilization and standardization of building materials; the development of engineering and safety codes, simplified practice recommendations, and commercial standards of quality and performance; and the compilation of and dissemination of scientific and technical data; \$4,300,000.

Radio propagation and standards: For development and maintenance of primary standards of measurement of electrical quantities at radio frequencies; calibrating and certifying radio measuring instruments, apparatus, and standards in terms of the national primary standards; investigation of the phenomena affecting the propagation of radio waves; the broadcasting of radio signals of standard frequency; the compilation and dissemination of scientific and technical data relating to the propagation of radio waves, and measurement of electrical quantities at radio frequencies: *Provided*, That for employees conducting observations on radio propagation phenomena in the Arctic region, the funds appropriated and the funds transferred or advanced from other Government agencies to the National Bureau of Standards shall be available for the appointment of such employees at base rates not in excess of \$5,000 per annum without regard to the civil service and classification laws and titles II and III of the Federal Employees Pay Act of 1945; and for the furnishing of food, shelter, and protective clothing and equipment, without repayment therefor, to employees of the Government assigned to Arctic stations; and the Departments of the Army, Navy, and Air Force are authorized, subject to the approval of the Bureau of the Budget, to transfer without charge to the National Bureau of Standards materials, equipment, and supplies, surplus to their needs and necessary for the establishment, maintenance, and operation of Arctic ionosphere observation stations, \$3,100,000.

Availability of funds
for certain employees
in Arctic region.

59 Stat.: 296, 298.
5 U. S. C. §§ 911-913,
921, 922; Supp. II,
§ 922 note.
Transfer of surplus
equipment.

WEATHER BUREAU

Salaries and expenses: For expenses necessary for the Weather Bureau, including personal services in the District of Columbia; maintenance and operation of aircraft, and purchase of one for

replacement only; printing and binding; not to exceed \$25,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$10,000 for maintenance of a printing office in the City of Washington, as authorized by law; not to exceed \$10,000 for the United States contribution to the cost of the secretariat of the International Meteorological Committee; and erection of temporary living and working quarters for observers at remote localities where such quarters are not otherwise available; \$24,179,000: *Provided*, That during the current fiscal year, the maximum amount authorized under section 3 (a) of the Act of June 2, 1948 (Public Law 573), for extra compensation to employees of other Government agencies for taking and transmitting meteorological observations, shall be \$5 per day; and the maximum base rate of pay authorized under section 3 (b) of said Act, for employees conducting meteorological investigations in the Arctic region, shall be \$5,000 per annum, except that not more than five of such employees at any one time may receive a base rate of \$7,500 per annum.

60 Stat. 810.
International Meteorological Committee.

Employees of other agencies.

62 Stat. 286.
15 U. S. C., Supp. II, § 327.

GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

SEC. 302. The appropriations "Salaries and expenses", Civil Aeronautics Administration; "Salaries and expenses", Civil Aeronautics Board; "Radio propagation and standards", National Bureau of Standards; and "Salaries and expenses", Weather Bureau, shall be available under regulations to be prescribed by the Secretary, for furnishing to employees of the Civil Aeronautics Administration, the Civil Aeronautics Board, and the Weather Bureau in Alaska and other areas outside the United States, where determined necessary by the Secretary, free emergency medical services by contract or otherwise and medical supplies in an amount not to exceed \$20,000, and for the purchase, transportation, and storage of food and other subsistence supplies by contract or otherwise for resale to such employees, through commissaries and mess halls, the proceeds from such resales to be credited to the appropriation from which the expenditure for such supplies was made and a report shall be made to Congress annually showing the expenditures made for such supplies and the proceeds from such resale; and appropriations of the Civil Aeronautics Administration and the Weather Bureau shall be available in an amount not to exceed \$20,000 for furnishing food, clothing, medicines, and other supplies for the temporary relief of distressed persons in remote localities, reimbursement for such relief to be in accordance with regulations prescribed by the Secretary.

Free emergency medical services, Alaska, etc.
Ante, pp. 463, 466, 468.

Credits of proceeds from resales.

Report to Congress.

Relief of distressed persons.

SEC. 303. The appropriations of the Department of Commerce available for salaries and expenses shall be available for health programs as authorized by law (5 U. S. C. 150), and for the payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672).

60 Stat. 903.
62 Stat. 983.
28 U. S. C., Supp. II, § 2672.

SEC. 304. Appropriations of the Department of Commerce available for salaries and expenses shall be available for attendance at meetings of organizations concerned with the activities for which the appropriations are made.

Ante, pp. 62, 105.
Attendance at meetings.

SEC. 305. During the current fiscal year officers and employees of the Department of Commerce having special scientific or other technical or professional qualifications may be detailed to the Government of any foreign country under the same terms and conditions as provided in the Act of May 25, 1938, as amended (5 U. S. C. 118e), for detail of employees of the United States to the foreign Governments specified in said Act.

Details to foreign countries.

52 Stat. 442.
5 U. S. C., Supp. II, § 118e note.

SEC. 306. This title may be cited as the "Department of Commerce Appropriation Act, 1950".

Citation of title.

Judiciary Appropriation Act, 1950.
Ante, p. 404.

TITLE IV—THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

SALARIES

For the Chief Justice and eight Associate Justices, Reporter of the Court, and all other officers and employees, whose compensation shall be fixed by the Court, except as otherwise provided by law, and who may be employed and assigned by the Chief Justice to any office or work of the Court, \$867,000.

MISCELLANEOUS EXPENSES

For miscellaneous expenses to be expended as the Chief Justice may approve, \$52,100.

CARE OF THE BUILDING AND GROUNDS

48 Stat. 668.
40 U. S. C., Supp.
II, §§ 13c, 13d.

For such expenditures as may be necessary to enable the Architect of the Capitol to carry out the duties imposed upon him by the Act approved May 7, 1934 (40 U. S. C. 13a-13d), including improvements, maintenance, repairs, equipment, supplies, materials, and appurtenances; special clothing for workmen; and personal and other services (including temporary labor without reference to the Classification and Retirement Acts, as amended), and for snow removal by hire of men and equipment or under contract without compliance with sections 3709, as amended, and 3744 of the Revised Statutes (41 U. S. C. 5, 16); \$148,400.

Ante, p. 403.

COURT OF CUSTOMS AND PATENT APPEALS

SALARIES AND EXPENSES

For salaries of the chief judge, four associate judges, and all other officers and employees of the court, and necessary expenses of the court, including exchange of books, traveling expenses, and printing and binding, as may be approved by the chief judge, \$187,900.

CUSTOMS COURT

SALARIES AND EXPENSES

Travel expenses.

For salaries of the chief judge, eight judges, and all other officers and employees of the court, and necessary expenses of the court, including exchange of books, traveling expenses, and printing and binding, as may be approved by the chief judge, \$400,600: *Provided*, That traveling expenses of judges of the Customs Court shall be paid upon the written certificate of the judge.

COURT OF CLAIMS

SALARIES AND EXPENSES

For salaries of the chief judge, four associate judges, seven regular and six additional commissioners, and all other officers and employees of the court, and for other necessary expenses, including stenographic and other fees and charges necessary in the taking of testimony, travel, and printing and binding, \$510,000.

REPAIRS AND IMPROVEMENTS

For necessary repairs and improvements to the Court of Claims buildings, to be expended under the supervision of the Architect of the Capitol, \$24,100.

OTHER COURTS AND SERVICES

HAWAII

For salaries of the chief justice and two associate justices of the Supreme Court of the Territory of Hawaii, of judges of the circuit courts in Hawaii, and of judges retired under title 28, United States Code, section 373, \$106,500.

62 Stat. 904.
28 U. S. C., Supp.
II, § 373.

SALARIES OF JUDGES

For salaries of circuit judges; district judges (including judges of the district courts of Alaska, the Virgin Islands, and the Panama Canal Zone); and justices and judges retired or resigned under title 28, United States Code, sections 371, 372, and 373; \$4,675,000.

62 Stat. 903.
28 U. S. C., Supp.
II, §§ 371-373.
Ante, p. 99.

SALARIES OF CLERKS OF COURTS

For salaries of clerks of United States courts of appeals and United States district courts, their deputies, and other assistants, \$4,221,300.

No part of any appropriation in this Act shall be used to pay the cost of maintaining an office of the clerk of the United States District Court at Anniston, Alabama; Florence, Alabama; Jasper, Alabama; Gadsden, Alabama; Grand Junction, Colorado; Montrose, Colorado; Durango, Colorado; Sterling, Colorado; Newnan, Georgia; Benton, Illinois; Salina, Kansas; Chillicothe, Missouri; Roswell, New Mexico; Bryson City, North Carolina; Shelby, North Carolina; Ardmore, Oklahoma; Guthrie, Oklahoma; Aberdeen, South Dakota; Pierre, South Dakota; Deadwood, South Dakota; Ogden, Utah; Casper, Wyoming; Evanston, Wyoming; or Lander, Wyoming; but this paragraph shall not be so construed as to prevent the detail during sessions of court of such employees as may be necessary from other offices to the offices named herein.

Restriction on use
of funds.

Detail of employees.

PROBATION SYSTEM

For salaries of probation officers and their clerical assistants, as authorized by title 18, United States Code, sections 3654 and 3656, \$1,965,000: *Provided*, That nothing herein contained shall be construed to abridge the right of the district judges to appoint probation officers, or to make such orders as may be necessary to govern probation officers in their own courts: *Provided further*, That no part of this appropriation shall be used to pay the salary or expenses of any probation officer who, in the judgment of the chief or presiding judge certified to the Attorney General, fails to carry out the official orders of the Attorney General with respect to supervising or furnishing information concerning any prisoner released conditionally or on parole from any Federal penal or correctional institution.

62 Stat. 843.
18 U. S. C., Supp.
II, §§ 3654, 3656.
Ante, p. 97; *post*,
p. 491.

Failure to carry out
Attorney General's
orders.

SALARIES OF CRIERS

For salaries of criers as authorized by title 28, United States Code, sections 713 (a) and 755, \$470,000.

62 Stat. 920, 923.
28 U. S. C., Supp.
II, §§ 713 (a), 755.
Ante, p. 100.

FEES OF COMMISSIONERS

For fees of the United States commissioners and other committing magistrates acting under title 18, United States Code, section 3041, including fees and expenses of conciliation commissioners, United States courts, including the objects and subject to the conditions specified for such fees and expenses of conciliation commissioners in the Department of Justice Appropriation Act, 1937, \$475,000.

62 Stat. 815.
18 U. S. C., Supp.
II, § 3041.

49 Stat. 1327.

FEES OF JURORS

Post, p. 975.

Jury commissioners.

41 Stat. 558.
D. C. Code, Supp.
VII, § 11-1401.

For fees, expenses, and costs of jurors; meals and lodging for jurors in Alaska, as provided by section 193, title II, of the Act of June 6, 1900 (31 Stat. 362); and compensation for jury commissioners; \$1,850,000: *Provided*, That the compensation of jury commissioners for the District of Columbia shall conform to the provisions of section 1401, title 11 of the District of Columbia Code, but such compensation shall not exceed \$250 each per annum.

MISCELLANEOUS SALARIES

Secretaries and law
clerks.

59 Stat. 295.
5 U. S. C. § 901 *et*
seq.; Supp. II, § 902
et seq.
Post, p. 973.
42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

Aggregate salaries.

For salaries of all officials and employees of the Federal judiciary, not otherwise specifically provided for, \$2,067,000: *Provided*, That the compensation of secretaries and law clerks of circuit and district judges (exclusive of any additional compensation under the Federal Employees Pay Act of 1945 and any other Acts of similar purport subsequently enacted) shall be fixed by the Director of the Administrative Office without regard to the Classification Act of 1923, as amended, except that the salary of a secretary shall conform with that of the main (CAF-4), senior (CAF-5), or principal (CAF-6) clerical grade, or assistant (CAF-7), or associate (CAF-8) administrative grade, as the appointing judge shall determine, and the salary of a law clerk shall conform with that of the junior (P-1), assistant (P-2), associated (P-3), full (P-4) or senior (P-5) professional grade, as the appointing judge shall determine, subject to review by the judicial council of the circuit if requested by the Director, such determination by the judge otherwise to be final: *Provided further*, That (exclusive of any additional compensation under the Federal Employees Pay Act of 1945 and any other Acts of similar purport subsequently enacted or within-grade promotional increases and of compensation paid for temporary assistance needed because of an emergency) the aggregate salaries paid to secretaries and law clerks appointed by one judge shall not exceed \$6,700 per annum, except in the case of the chief judge of each circuit and the chief judge of each district court having five or more district judges, in which case the aggregate salaries shall not exceed \$9,000.

MISCELLANEOUS EXPENSES

Post, p. 975.

39 U. S. C. § 355.

For miscellaneous expenses of the United States courts and their officers; printing and binding; purchase of firearms and ammunition; and purchase of envelopes without regard to the Act of June 26, 1906 (34 Stat. 476); \$611,000.

TRAVEL EXPENSES

Attendance at meet-
ings.

For necessary traveling expenses, not otherwise provided for, incurred by the Judiciary, including traveling expenses of probation officers and their clerks, \$614,000: *Provided*, That this sum shall be available, in an amount not to exceed \$6,500, for expenses of attendance at meetings concerned with the work of Federal probation when incurred on the written authorization of the Director of the Administrative Office of the United States Courts.

PRINTING AND BINDING SUPREME COURT REPORTS

For printing and binding the advance opinions, preliminary prints, and bound reports of the Supreme Court of the United States, \$91,200.

SALARIES OF COURT REPORTERS

For salaries of court reporters for the district courts of the United States, as authorized by title 28, United States Code, section 753, \$873,400.

62 Stat. 921,
28 U. S. C., Supp.
II, § 753.

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

For necessary expenses of the Administrative Office of the United States Courts, including personal services in the District of Columbia, travel, printing and binding, advertising, rent in the District of Columbia and elsewhere, and examination of estimates for appropriations in the field, \$500,800.

REPAIRS AND IMPROVEMENTS, DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF COLUMBIA

For repairs and improvements to the courthouse, including repair and maintenance of the mechanical equipment, and for labor and material and every item incident thereto, \$16,000, to be expended under the direction of the Architect of the Capitol.

REPAIRS AND IMPROVEMENTS, UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA

For repairs and improvements to the United States Court of Appeals Building, including repair and maintenance of the mechanical equipment and for labor and material and every item incident thereto, \$7,900, to be expended under the direction of the Architect of the Capitol.

SALARIES OF REFEREES

For salaries of referees as authorized by the Act of June 28, 1946 (11 U. S. C. 68), \$879,000 to be derived from the referees' salary fund established in pursuance of said Act.

60 Stat. 326.

EXPENSES OF REFEREES

For miscellaneous expenses of referees, United States courts, including the salaries of their clerical assistants, travel, printing and binding, purchase of envelopes without regard to the Act of June 26, 1906 (34 Stat. 476), \$886,000 to be derived from the referees' expense fund established in pursuance of the Act of June 28, 1946 (11 U. S. C. 68 (c) (4)).

39 U. S. C. § 355.
60 Stat. 327.

Any surplus arising in the referees' salary and expense funds for the fiscal years 1948 and 1949 shall remain available until June 30, 1950, for the payment of salaries and expenses of referees within the limitations prescribed hereinbefore.

GENERAL PROVISIONS—THE JUDICIARY

SEC. 402. Sixty per centum of the expenditures for the District Court of the United States for the District of Columbia from all appropriations under this title and 30 per centum of the expenditures for the United States Court of Appeals for the District of Columbia from all appropriations under this title shall be reimbursed to the United States from any funds in the Treasury to the credit of the District of Columbia.

Reimbursement to
U. S.
Ante, p. 311.

SEC. 403. The reports of the United States Court of Appeals for the District of Columbia shall not be sold for a price exceeding that approved by the court and for not more than \$6.50 per volume.

U. S. Court of Ap-
peals for D. C., re-
ports.

Citation of title.

SEC. 404. This title may be cited as the "Judiciary Appropriation Act, 1950".

Federal Prison Industries, Inc., and The Institute of Inter-American Affairs Appropriation Act, 1950.

Ante, p. 404.

59 Stat. 598.
31 U. S. C., Supp.
II, § 849.

TITLE V—GOVERNMENT CORPORATIONS

The following corporations, respectively, are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year ending June 30, 1950, for each such corporation, except as hereinafter provided:

DEPARTMENT OF JUSTICE

Federal Prison Industries, Incorporated: Not to exceed \$330,000 of the funds of the Corporation shall be available for its administrative expenses, and not to exceed \$400,000 for the expenses of vocational training of prisoners, both amounts to be computed on an accrual basis and to be determined in accordance with the Corporation's prescribed accounting system in effect on July 1, 1946, and shall be exclusive of depreciation, payment of claims, expenditures which the said accounting system requires to be capitalized or charged to cost of commodities acquired or produced, including selling and shipping expenses, and expenses in connection with acquisition, construction, operation, maintenance, improvement, protection, or disposition of facilities and other property belonging to the Corporation or in which it has an interest.

DEPARTMENT OF STATE

Ante, p. 456.

The Institute of Inter-American Affairs: Not to exceed \$525,000 of the funds available to the Corporation shall be available during the current fiscal year for its administrative expenses, including administrative services preformed for the Corporation by other Government agencies.

Citation of title.

SEC. 502. This title may be cited as "Federal Prison Industries, Incorporated, and The Institute of Inter-American Affairs Appropriation Act, 1950".

TITLE VI—GENERAL PROVISIONS

Persons engaging etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

SEC. 601. No part of any appropriation contained in this Act, or of the funds available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of

an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 602. This Act may be cited as the "Departments of State, Justice, Commerce, and the Judiciary Appropriation Act, 1950".

Approved July 20, 1949.

Short title.

[CHAPTER 356]

AN ACT

To repeal the provisions of the Alaska Railroad Retirement Act of June 29, 1936, as amended, and sections 91 to 107 of the Canal Zone Code and to extend the benefits of the Civil Service Retirement Act of May 29, 1930, as amended, to officers and employees to whom such provisions are applicable.

July 21, 1949
[S. 1359]

[Public Law 180]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Alaska Railroad Retirement Act of June 29, 1936, as amended, is hereby repealed, and all officers and employees of The Alaska Railroad, Territory of Alaska, who are subject to the provisions of said Act are hereby included within the terms of the Civil Service Retirement Act of May 29, 1930, as amended.

Alaska and Canal Zone.
Retirement benefits.
49 Stat. 2017.
5 U. S. C. §§ 745-745r; Supp. II, § 745 note.
46 Stat. 468.
5 U. S. C. § 691 *et seq.*; Supp. II, § 691 *et seq.*
Ante, pp. 170, 266; *post*, pp. 490, 577, 609, 621, 663, 699, 704, 824.

(b) Sections 91 to 107 (comprising article 2 of chapter 6) of title 2 of the Canal Zone Code, approved June 19, 1934 (48 Stat. 1122), as amended (known as the Canal Zone Retirement Act), are hereby repealed, and all officers and employees of the Panama Canal and the Panama Railroad Company, who are subject to the provisions of such sections, are hereby included within the terms of the Civil Service Retirement Act of May 29, 1930, as amended.

SEC. 2. (a) The United States Civil Service Commission is hereby authorized and directed to ascertain the amount of the gross assets in the Alaska Railroad retirement and disability fund and the amount of the gross assets in the Canal Zone retirement and disability fund, and to certify such amounts to the Secretary of the Treasury, who is hereby authorized and directed to transfer such amounts on the books of the Treasury Department to the civil-service retirement and disability fund.

Transfer of assets.

(b) In the case of each officer or employee described in section 1 of this Act, the United States Civil Service Commission shall credit to his individual account in the civil-service retirement and disability fund an amount equal to all deductions withheld from his salary and deposited or redeposited by him under the Alaska Railroad Retirement Act, as amended, or the Canal Zone Retirement Act, as amended, together with interest compounded on June 30 of each year at 4 per centum per annum to December 31, 1947, and at 3 per centum per annum thereafter to the effective date of this Act, and credit shall be allowed for the purposes of the Act of May 29, 1930, as amended, for the period of service covered by said contributions.

Crediting of accounts.

49 Stat. 2017; 48 Stat. 1122.
5 U. S. C. §§ 745-745r; Supp. II, § 745 note.

Supra.

SEC. 3. Section 2 (a) of the Act of May 29, 1930, as amended, is further amended by adding at the end thereof the following: "In the case of an officer or an employee of The Alaska Railroad, Territory of Alaska, or an officer or employee who is a citizen of the United States

46 Stat. 469.
5 U. S. C., Supp. II, § 715 (a).
Automatic separation.

employed on the Isthmus of Panama by the Panama Canal or the Panama Railroad Company, the provisions of this subsection shall apply upon his attaining the age of sixty-two years and completing fifteen years of service on the Isthmus of Panama or in the Territory of Alaska."

46 Stat. 471.
5 U. S. C., Supp. II,
§ 698.
Computation of annuity.

SEC. 4. Section 4 of the Act of May 29, 1930, as amended, is further amended by adding at the end thereof the following new subsection (f):

"(f) In the case of an officer or employee retiring under the provisions of this Act, who is a citizen of the United States, the annuity otherwise computed under subsection (a) of this section shall be increased by an amount equal to \$36 multiplied by the number of years of service rendered in the Territory of Alaska between March 12, 1914, and July 1, 1923, either in the employ of the Alaska Engineering Commission or The Alaska Railroad, or on the Isthmus of Panama between May 4, 1904, and April 1, 1914, either in the employ of the Isthmian Canal Commission or the Panama Railroad Company."

46 Stat. 475.
5 U. S. C., Supp. II,
§ 736c.
Ante, p. 170.
Increase in annuity.

SEC. 5. Section 8 of the Act of May 29, 1930, as amended, is amended by adding at the end thereof a new paragraph as follows:

49 Stat. 2017; 48 Stat.
1122, 306.
5 U. S. C. §§ 745-
745r; 48 U. S. C.
§ 1371b-1.
Election to retain
present annuity.

"In the case of any officer or employee who, prior to the effective date of this Act, shall have been retired on an annuity under the provisions of the Alaska Railroad Retirement Act, as amended, the Canal Zone Retirement Act, as amended, or section 8 (b) of the Act of June 16, 1933, the annuity shall be increased effective April 1, 1948, by 25 per centum or \$300 whichever is the lesser: *Provided*, That each such annuitant may, prior to the expiration of sixty days following the date of enactment of this paragraph, elect to retain his or her present annuity, in lieu of the increased annuity provided by this paragraph, name his wife or her husband to receive upon his or her death one-half of his or her present annuity but not to exceed \$600 per annum during the remainder of the life of such survivor and upon the death of such survivor no further annuity shall be due or payable. Any such annuitant who shall have died between the effective date of this Act and the expiration of the said sixty-day period after the enactment of this paragraph leaving a surviving wife or husband shall be deemed to have named such wife or husband to receive an annuity as provided herein, but no such annuity shall become payable to such wife or husband prior to the date of enactment of this paragraph. Except as provided in this paragraph, the provisions of this Act shall not apply in the case of officers and employees of The Alaska Railroad, Territory of Alaska, or officers and employees of the Panama Canal or the Panama Railroad Company (1) retired prior to the effective date of this Act, or (2) separated prior to such date, in which case their refund or annuity rights shall be determined as though the Alaska Railroad Retirement Act and the Canal Zone Retirement Act had not been repealed: *Provided*, That there shall be deemed applicable as of July 29, 1942, to such officers and employees of the Panama Canal and the Panama Railroad Company, the provisions of the Act of July 30, 1947 (61 Stat. 521), respecting the return of amounts deducted from compensation."

Nonapplicability.

49 Stat. 2017; 48 Stat.
1122.
5 U. S. C. §§ 745-
745r.
Refunds.

5 U. S. C., Supp. II,
§ 724 and note.
46 Stat. 475.
5 U. S. C., Supp. II,
§ 736b.
Ante, p. 266.

SEC. 6. Section 9 of the Act of May 29, 1930, as amended, is further amended by changing the period at the end thereof to a comma and adding the following: "or for any service rendered for the Panama Railroad Company prior to January 1, 1924".

Effective date.

56 Stat. 14.
5 U. S. C., Supp. II,
§ 691 (c).
Post, p. 663.

SEC. 7. (a) Except as otherwise provided herein, this Act shall take effect as of April 1, 1948.

(b) Section 1 (c) of the Act of May 29, 1930, as amended, shall apply as of July 1, 1947, to any person separated from employment within the coverage of the Canal Zone Retirement Act, as amended.

46 Stat. 472.
5 U. S. C., Supp. II,
§ 707.

(c) The third paragraph of section 5 of the Act of May 29, 1930, as amended, shall apply as of September 8, 1939, to any person who left

employment within the coverage of the Alaska Railroad Retirement Act, as amended, or the Canal Zone Retirement Act, as amended, to enter the armed forces of the United States.

(d) The provisions of section 12 (c) of the Act of May 29, 1930, as amended, shall apply as of February 28, 1948, in the case of any officer or employee within the coverage of the Alaska Retirement Act, as amended, or the Canal Zone Retirement Act, as amended, who shall have died subsequent to that date.

Approved July 21, 1949.

[CHAPTER 357]

AN ACT

Authorizing the Secretary of the Army to convey certain lands to the city and county of San Francisco.

49 Stat. 2017; 48 Stat. 1122.
5 U. S. C. §§ 745-745r.
46 Stat. 476.
5 U. S. C., Supp. II, § 724 (c).

July 21, 1949
[S. 863]
[Public Law 181]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed to convey by quitclaim deed to the city and county of San Francisco, subject to the conditions provided for in section 2 of this Act, the following-described land in the city and county of San Francisco, State of California, together with all improvements thereon, included within metes and bounds as follows:

San Francisco,
Calif.
Conveyance.

Commencing at a point on the westerly line of Lyon Street, distant thereon five and seventeen one-hundredths feet southerly from the northerly line of Bay Street, if extended and produced westerly, and running thence northerly along the westerly line of Lyon Street one thousand one hundred and ninety-six and eighty one-hundredths feet; thence southwesterly on a curve to the left of six hundred and twelve feet radius, central angle one hundred and fifty-five degrees forty-seven minutes and fifty seconds, tangent to a line deflected one hundred and two degrees six minutes and five seconds to the left from the preceding course a distance of one thousand six hundred and sixty-four and thirteen one-hundredths feet to the westerly line of Lyon Street and the point of commencement, containing nine and ninety-three one-hundredths acres, more or less.

SEC. 2. The deed of conveyance authorized by the first section shall provide that the grantee—

Conditions.

(1) shall not hereafter amend or rescind Ordinance Numbered 7531 (New Series) duly passed by the board of supervisors of such city and county (permitting the United States to construct, maintain, and operate in perpetuity a spur track railroad);

(2) shall convey to the United States perpetual rights of ingress and egress across the property as now enjoyed by the United States;

(3) shall permit the use of the main building situated on the property described in section 1 of this Act by the State of California for National Guard purposes.

In the event that the grantee shall fail to conform to such conditions, the deed of conveyance shall cease to be of force and effect and all rights enjoyed by the United States prior to the enactment of this Act shall again accrue to the United States: *Provided*, That such permission shall not be effective until the Governor of the State of California shall certify in writing to the Secretary of Defense that such land is needed by the State of California for the purpose of a site for a National Guard Armory and for training the National Guard or for other related military purposes and that such land is suitable for such purposes.

Certification.

Approved July 21, 1949.

[CHAPTER 358]

AN ACT

July 25, 1949
[S. 937]
[Public Law 182]

To authorize the Secretary of the Treasury to effect the payment of certain claims against the United States.

Claims against U. S.
Payment author-
ized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is hereby authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, such sum as may be necessary to effect full and final settlement of the following claims against the United States:

J. D. Wiggins.

(a) Claim of the Government of Great Britain in the sum of £3,000 (\$12,097.50) on behalf of the parents of the late J. D. Wiggins of the British vessel *Sambre*, arising out of the death of the latter as a consequence of shots fired by John B. Coyne, United States Navy, an armed sentry aboard the United States ship *Carter Hall* at Shanghai, China, on November 23, 1945;

Spanish vessel
Christina.

(b) Claim of the Government of Great Britain for reimbursement in the sum of £721.05 (\$2,907.52), representing the pro rata share of the United States of the sum paid to the Government of Spain by the Government of Great Britain, as a consequence of damages caused in the bombing of the Spanish vessel steamship *Christina* at Sete, France, in an attack by joint air forces of the United States and Great Britain, respectively, on June 25, 1944; and

Trygve Jorgensen.

(c) Claim of the Government of Norway in the sum of 19,650 patacas (\$5,354.63) on behalf of Trygve Jorgensen, arising out of personal injuries sustained when the ship *Masbate*, of which he was captain, was attacked in the harbor of Macao by United States military aircraft on February 25, 1945.

In all, \$20,359.65; together with such additional sums due to increases in rates of exchange as may be necessary to pay claims in the foreign currencies as specified in the claims.

Approved July 25, 1949.

[CHAPTER 359]

AN ACT

July 25, 1949
[S. 1280]
[Public Law 183]

To amend the Federal Airport Act so as to limit to 10 per centum any increase of the amount stated as a maximum obligation under a grant agreement.

60 Stat. 177.
49 U. S. C. § 1111.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 12 of the Federal Airport Act is amended by inserting before the period at the end of the fourth sentence thereof the following: "by more than 10 per centum".

Approved July 25, 1949.

[CHAPTER 360]

AN ACT

July 25, 1949
[S. 1639]
[Public Law 184]

To amend section 1452, Revised Statutes, relating to Presidential action on the proceedings and decisions of Navy retiring boards.

34 U. S. C. § 416.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1452 of the Revised Statutes is hereby amended to read as follows: "A record of the proceedings and decision of the board in each case shall be transmitted to the Secretary of the Navy for his approval or disapproval, or orders in the case."

Approved July 25, 1949.

[CHAPTER 361]

AN ACT

To amend section 205 of the Interstate Commerce Act, relating to joint boards.

July 26, 1949

[S. 255]

[Public Law 185]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 205 of the Interstate Commerce Act is hereby amended to read as follows:

“(b) Whenever there arises in the administration of this part any matter that the Commission is required to refer to a joint board, or that the Commission determines, in its discretion, to refer to a joint board, the Commission shall, if no joint board eligible to consider said matter is in existence, create a joint board to consider the matter when referred, and to recommend appropriate order thereon. The Commission shall prescribe rules governing meetings and procedure of joint boards and may, in the event of legal proceedings preventing reference to a joint board, determine the matter as provided in section 17. Except as hereinafter provided, a joint board shall consist of a member from each State in which the motor carrier or brokerage operations involved are or are proposed to be conducted. The member from any such State shall be nominated by the board of such State from its own membership or otherwise; or if there is no board in such State or if the board of such State fails to make a nomination when requested by the Commission, then the Governor of such State may nominate such member. The Commission is authorized to appoint as a member upon the joint board any such nominee approved by it. If both the board and the Governor of any State shall fail to nominate a joint board member when requested, then the joint board shall be constituted without a member from such State, if members for two or more States shall have been nominated and approved by the Commission. All decisions and recommendations by joint boards shall be by majority vote: *Provided, however,* That in any matter where only one member shall participate in a hearing such member shall constitute a quorum and make recommendation of an order thereon. If the board of each State from which a member of a joint board is entitled to be appointed shall waive action on any matter referred to such joint board, or if any joint board fails or refuses to act, or is unable to agree upon any matter submitted to it within forty-five days after the matter is referred to it or such other period as the Commission may authorize, or if a member shall not be nominated for more than one State (except only when the operations proposed shall be into or through territory foreign to the United States), then such matter shall be decided as in the case of any matter not required to be referred to a joint board. The failure of a duly appointed member of a joint board to participate in any hearing on a matter referred to such joint board, after notice thereof, shall be considered to constitute, as to the matter referred, a waiver of action on the part of the State from which such member was appointed, but shall not affect the duty and power of the remaining members or member of said joint board, if any, to proceed with said hearing, to consider such matter, and to make recommendation of an order thereon. When any proceeding required to be referred to a joint board shall involve operations of a motor carrier conducted or proposed to be conducted into or through territory foreign to the United States, if a single State shall be involved, or if only one State shall make nomination of a joint board member through its Governor or State board, then the Commission, in such case, may receive from that State the nomination of

Interstate Commerce Act, amendment.

49 Stat. 548.
49 U. S. C. 305 (b);
Supp. II, § 305 note.
Joint boards.

24 Stat. 385.
49 U. S. C. § 17.
Members.

Quorum.

Waiver of action.

not more than three members and may appoint such nominees to constitute the joint board. Members of joint boards when administering the provisions of this part shall receive such allowances for travel and subsistence expenses as the Commission shall provide. A joint board shall continue in existence for the consideration of matters referred to it by the Commission until such time as its existence may be terminated by the Commission. A substitution of membership upon a joint board from any State may be made at any time by nomination and appointment in the same manner as an original nomination and appointment."

Approved July 26, 1949.

[CHAPTER 362]

AN ACT

July 26, 1949

[S. 447]

[Public Law 186]

To amend the Civil Aeronautics Act of 1938, as amended, to regulate the transportation, packing, marking, and description of explosives and other dangerous articles.

Civil Aeronautics Act of 1938, amendment.

52 Stat. 1015.

49 U. S. C. § 622.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 902 of the Civil Aeronautics Act of 1938, as amended, is amended by inserting after subsection (g) thereof the following new subsection:

"Transportation of Explosives and Other Dangerous Articles

Penalty.

"(h) (1) Any person who knowingly delivers or causes to be delivered to an air carrier or to the operator of any civil aircraft for transportation in air commerce, or who causes the transportation in air commerce of, any shipment, baggage, or property, the transportation of which would be prohibited by any rule, regulation, or requirement prescribed by the Civil Aeronautics Board, under title VI of this Act, relating to the transportation, packing, marking, or description of explosives or other dangerous articles shall, upon conviction thereof for each such offense, be subject to a fine of not more than \$1,000, or to imprisonment not exceeding one year, or to both such fine and imprisonment: *Provided*, That when death or bodily injury of any person results from an offense punishable under this subsection, the person or persons convicted thereof shall, in lieu of the foregoing penalty, be subject to a fine of not more than \$10,000 or to imprisonment not exceeding ten years, or to both such fine and imprisonment.

52 Stat. 1007.
49 U. S. C. §§ 551-560; Supp. II, § 551.

Death or bodily injury.

Applicability of rules and regulations.
52 Stat. 1007.
49 U. S. C. §§ 551-560; Supp. II, § 551.

"(2) in the exercise of its authority under title VI of this Act, the Civil Aeronautics Board may provide by regulation for the application in whole or in part of the rules or regulations of the Interstate Commerce Commission (including future amendments and additions thereto) relating to the transportation, packing, marking, or description of explosives or other dangerous articles for surface transportation, to the shipment and carriage by air of such articles. Such applicability may be terminated by the Board at any time. While so made applicable, any such rule or regulation, or part thereof, of the Interstate Commerce Commission shall for the purposes of this Act be deemed to be a regulation of the Board prescribed under title VI."

Approved July 26, 1949.

[CHAPTER 363]

AN ACT

July 26, 1949

[S. 1279]

[Public Law 187]

To amend the Federal Airport Act so as to provide that minimum rates of wages need be specified only in contracts in excess of \$2,000.

Federal Airport Act, amendment.
60 Stat. 178.
49 U. S. C. § 1114 (b).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 15 of the Federal Airport Act is amended to read as follows:

"MINIMUM RATES OF WAGES

"(b) All contracts, in excess of \$2,000 for work on projects approved under this Act which involve labor shall contain provisions establishing minimum rates of wages, to be predetermined by the Secretary of Labor, which contractors shall pay to skilled and unskilled labor, and such minimum rates shall be stated in the invitation for bids and shall be included in proposals or bids for the work."

Approved July 26, 1949.

[CHAPTER 364]

AN ACT

To extend for one year the authority of the Administrator of Veterans' Affairs respecting leases and leased property.

July 26, 1949
[S. 2010]
[Public Law 188]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second paragraph of section 100 of the Servicemen's Readjustment Act of 1944 (60 Stat. 299), as amended (38 U. S. C. 693), is hereby amended by deleting "June 30, 1949" and inserting in lieu thereof the following: "June 30, 1950".

62 Stat. 472.
38 U. S. C., Supp.
II, § 698.

Approved July 26, 1949.

[CHAPTER 365]

AN ACT

Relating to orders to banks doing business in the District of Columbia to stop payment on negotiable instruments payable from deposits in, or payable at, such banks.

July 26, 1949
[H. R. 2104]
[Public Law 189]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no revocation, countermand, or stop-payment order hereafter made relating to the payment of any check or draft against an account of a depositor in any bank or trust company doing business in the District of Columbia, or relating to the payment of a note or acceptance made payable at any such bank or trust company, shall be valid unless the same be in writing specifically describing the instrument to which it relates by stating the amount of the item upon which payment is to be stopped, the date thereof, and the name of the payee and be delivered to the bank or trust company at the particular office, or branch, if any, on which such instrument was drawn or at which it was made payable: *Provided, however,* That any stop-payment order transmitted by telephone to an officer of the bank upon which the instrument has been drawn shall be accepted by the bank upon such identification that will insure the order has been transmitted by its depositor as an effective notice for a period of twenty-four hours, after which time it shall no longer be valid unless followed by a written order as otherwise provided herein.

Banks in D. C.
Stop-payment or-
ders.

Transmission by
telephone.

SEC. 2. The delivery to one office or branch of a bank or trust company of any such revocation, countermand, or stop-payment order shall not constitute notice, actual or constructive, to any other office or branch of the same bank or trust company and shall not impair the right of such bank or trust company, acting through any such other office or branch, to be a holder in due course of the instrument.

SEC. 3. No such written revocation, countermand, or stop-payment order shall remain in effect more than six months after delivery thereof to the bank or trust company, unless same be renewed. The first or any subsequent renewal thereof shall be in writing; shall specifically describe the instrument or the revocation, countermand, or stop-payment order to which it relates; shall be delivered to the bank or

Renewal of order.

trust company at the particular office or branch, if any, on which such instrument was drawn or at which it was made payable; and shall be in effect for not more than six months from the date of delivery thereof. The bank or trust company to which such a revocation, countermand, or stop-payment order has been delivered may, at its option and without liability, stop the payment of such an instrument after the expiration date of the order or any renewal thereof.

Cancellation of order.

SEC. 4. Any revocation, countermand, or stop-payment order existing on the date of enactment of this Act in any bank or trust company doing business in the District of Columbia may be canceled by the bank or trust company after six months from such date, by giving notice of such cancellation to the depositor at his last known address by registered mail but such a notice shall not be effective until thirty days have elapsed from the time of the mailing of such notice.

Responsibility to depositor.

SEC. 5. Any bank or trust company that pays a check or other instrument drawn by or against the account of a depositor, the payment of which has been ordered stopped, and the order is still in effect, as herein provided, shall be responsible to the depositor for the amount thereof. When restored to such a depositor, the bank shall be subrogated to any benefits receivable, or amounts recoverable, by the depositor but shall pursue its remedy at its own expense.

Approved July 26, 1949.

[CHAPTER 366]

JOINT RESOLUTION

July 26, 1949
[H. J. Res. 298]
[Public Law 190]

To provide for on-the-spot audits by the General Accounting Office of the fiscal records of the Office of the Sergeant at Arms of the House of Representatives.

House of Representatives.
Office of Sergeant at Arms.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to provide additional protection for the appropriated and trust funds of the Office of the Sergeant at Arms of the House of Representatives, the Comptroller General of the United States shall, not less frequently than once each six months, detail employees of the General Accounting Office to make an on-the-spot audit of all receipts and disbursements pertaining to the fiscal records of such Office of the Sergeant at Arms. The Comptroller General shall report to the Speaker and Sergeant at Arms of the House of Representatives the results of each such audit.

Report.

Approved July 26, 1949.

[CHAPTER 369]

AN ACT

July 28, 1949
[H. R. 3901]
[Public Law 191]

To increase the salaries of the judges of the Municipal Court of Appeals for the District of Columbia and the Municipal Court for the District of Columbia.

Municipal Court of Appeals and Municipal Court for D. C.
Salaries of judges.

D. C. Code, Supp.
VII, §§ 11-753, 11-771.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the salary of the judges of the Municipal Court of Appeals for the District of Columbia authorized by the Act approved April 1, 1942 (56 Stat. 191, 194, D. C. Code, title XI, secs. 753 and 771), is hereby increased so that the salary of the chief judge of the Municipal Court of Appeals for the District of Columbia shall be \$14,500 per annum and the salary of each associate judge shall be \$14,000 per annum; the salary of the chief judge of the Municipal Court for the District of Columbia shall be \$13,500 per annum and the salary of each associate judge shall be \$13,000 per annum.

56 Stat. 191.
D. C. Code, Supp.
VII, § 11-753.
Post, p. 887.

SEC. 2. Section 2 of said Act of April 1, 1942, is amended by striking out the words "The salary of the chief judge shall be \$8,500 per annum and the salary of each associate judge shall be \$8,000 per

annum". and substituting in lieu thereof the following: "The salary of the chief judge shall be \$13,500 per annum and the salary of each associate judge shall be \$13,000 per annum."

SEC. 3. Section 6 of said Act of April 1, 1942, is amended by striking out the words "The salary of the chief judge shall be \$9,500 per annum and the salary of each associate judge shall be \$9,000 per annum" and substituting in lieu thereof the following: "The salary of the chief judge shall be \$14,500 per annum and the salary of each associate judge shall be \$14,000 per annum."

Approved July 28, 1949.

56 Stat. 194.
D. C. Code, Supp.
VII, § 11-771.
Post, p. 887.

[CHAPTER 371]

AN ACT

To authorize a project for the rehabilitation of certain works of the Fort Sumner irrigation district in New Mexico, and for other purposes.

July 29, 1949
[S. 276]

[Public Law 192]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of providing water for the irrigation of approximately six thousand five hundred acres of arid lands on the Pecos River in New Mexico, the Secretary of the Interior is hereby authorized to rehabilitate, operate, and maintain in accordance with the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) the irrigation system of the Fort Sumner irrigation district in New Mexico and to construct all necessary works incidental thereto: *Provided*, That the project shall not be initiated until contracts satisfactory to the Secretary of the Interior shall have been executed with—

Fort Sumner irrigation district, N. Mex.

43 U. S. C. § 372 *et seq.*

Initiation of project.

(a) an irrigation or conservancy district, satisfactory in form and powers to the Secretary and embracing the lands of the project as determined by him, obligating the district, among other things, (i) to repay to the United States without interest the cost of rehabilitating and constructing the project, the terms to be such as will secure repayment as rapidly as, in the judgment of the Secretary, the district can reasonably be expected to make repayment and, in any event, within the useful life of the project; (ii) to pay for or otherwise provide adequate operation and maintenance, including replacements, of the project works during the period of the contract; and (iii) to furnish the Secretary with such control over and access to project works which are owned by or within the control of the district as he may require in order to safeguard the investment of the United States in the project; and

Repayment to U. S.

(b) the holder or holders of at least 90 per centum of the outstanding general obligation bonds of the Fort Sumner irrigation district providing for such refinancing or cancellation of those bonds and scheduling of payments of principal and interest called for thereby as the Secretary believes necessary in order to insure fulfillment of the obligations required under (a) above.

Bond holders.

Approved July 29, 1949.

[CHAPTER 372]

AN ACT

To authorize the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force to lend certain property to national veterans' organizations, and for other purposes.

August 1, 1949
[H. R. 4646]

[Public Law 193]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air

Veterans' conventions.
Loan of armed services' equipment.

Force, respectively, are authorized to lend, at their discretion and under conditions which they may prescribe, to any recognized national veterans' organization such cots, blankets, pillows, mattresses, bed sacks, unoccupied barracks of the Army, Navy, or Air Force, and other available articles or equipment under their respective jurisdictions as may be needed by such veterans' organization for use at any of its national or State conventions or national youth athletic or recreation tournaments.

Terms.

SEC. 2. Such property may be delivered upon such terms and at such time prior to any such conventions or national youth athletic or recreation tournaments as may be agreed upon by the representatives of such veterans' organization and the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force, as the case may be, except that any expense incurred by the United States, as determined by the Secretary concerned, in the delivery, return, rehabilitation, or replacement of any such property shall be defrayed by the veterans' organization.

Bond.

SEC. 3. The Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force, as the case may be, shall take from each veterans' organization to which property is lent pursuant to the provisions of this Act a good and sufficient bond for the return of such property in good condition.

10 U. S. C. §§ 1259a-1259c.

SEC. 4. The Act of June 11, 1946 (60 Stat. 256; ch. 379), is hereby repealed.

Approved August 1, 1949.

[CHAPTER 375]

AN ACT

August 1, 1949
[S. 266]
[Public Law 194]

Modifying a limitation affecting the pension, compensation, or retirement pay payable on account of an incompetent veteran without dependents during hospitalization, institutional or domiciliary care.

Incompetent veterans.
Pension, etc., during hospitalization.

38 U. S. C. § 739 (B).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second proviso of subsection (B) of the first section of the Act entitled "An Act relating to veterans' pension, compensation, or retirement pay during hospitalization, institutional or domiciliary care, and for other purposes", approved August 8, 1946 (60 Stat. 908), is amended to read as follows: "*Provided further,* That in any case where the estate of such incompetent veteran derived from any source equals or exceeds \$1,500, further payments of such benefits shall not be made until the estate is reduced to \$500, but the amount which would be payable but for this proviso shall be paid to the veteran as provided for the lump sum in the preceding proviso but in the event of the veteran's death no part thereof shall be payable:".

Approved August 1, 1949.

[CHAPTER 376]

AN ACT

August 1, 1949
[S. 811]
[Public Law 195]

To adjust the effective date of certain awards of pensions and compensations payable by the Veterans' Administration.

Veterans Administration.
Effective date of certain pensions, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of any other law which prescribes the effective date of awards of pensions and compensation, in the case of any claimant for pension or compensation under laws administered by the Veterans' Administration, who is receiving a current pension or compensation on the date of the enactment of this Act, whose claim arose with

respect to the disability or death or attainment of a specified age of a member or former member of the armed forces on and after December 7, 1941, and who was unable to file such claim by reason of being interned by a country with which the United States was at war or was otherwise prevented from filing such claim by action of such country, the award of pension or compensation shall be adjusted so as to be effective as of the date the award would have been effective had claim been filed on the date of death, discharge from the armed forces, or the occurrence of age or any disability or increased disability giving rise to a claim for pension, increased pension, compensation, or increased compensation: *Provided*, That claims for the benefits of this Act shall be filed within one year from the date of enactment of this Act.

Approved August 1, 1949.

Filing of claims.

[CHAPTER 378]

JOINT RESOLUTION

Amending an Act making temporary appropriations for the fiscal year 1950, and for other purposes.

August 1, 1949
[H. J. Res. 329]
[Public Law 196]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 154 (Eighty-first Congress), making temporary appropriations for the fiscal year 1950, and for other purposes, is hereby amended by striking out, in section (c) thereof, "July 31, 1949" and inserting in lieu thereof "August 15, 1949".

Ante, p. 405; *post*, pp. 614, 696.

Approved August 1, 1949.

[CHAPTER 379]

AN ACT

To amend the Interstate Commerce Act, as amended.

August 2, 1949
[S. 256]
[Public Law 197]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (5) of section 1 of the Interstate Commerce Act, as amended, is amended by striking out "(a)"; and is further amended by striking out "(b)" and inserting in lieu thereof "(5½)".

Interstate Commerce Act, amendments.
41 Stat. 475; 54 Stat. 900.
49 U. S. C. § 1 (5).

SEC. 2. (a) The first sentence of paragraph (2) of section 3 of the Interstate Commerce Act, as amended, is amended to read as follows:

"(2) No carrier by railroad and no express company subject to the provisions of this part shall deliver or relinquish possession at destination of any freight or express shipment transported by it until all tariff rates and charges thereon have been paid, except under such rules and regulations as the Commission may from time to time prescribe to govern the settlement of all such rates and charges and to prevent unjust discrimination: *Provided*, That the provisions of this paragraph shall not be construed to prohibit any carrier or express company from extending credit in connection with rates and charges on freight or express shipments transported for the United States, for any department, bureau, or agency thereof, or for any State or Territory or political subdivision thereof, or for the District of Columbia."

41 Stat. 479.
49 U. S. C. § 3 (2).
Collection of freight rates and charges.

Extension of credit to U. S., etc.

(b) The amendment made by subsection (a) of this section shall take effect six months after the date of the enactment of this Act.

Effective date.

SEC. 3. The second sentence of subparagraph (b) of paragraph (2) of section 5 of the Interstate Commerce Act, as amended, is amended to read as follows: "If the Commission shall consider it necessary in order to determine whether the findings specified below may properly

54 Stat. 906.
49 U. S. C. § 5 (2) (b).
Public hearing.

be made, it shall set said application for public hearing; and a public hearing shall be held in all cases where carriers by railroad are involved unless the Commission determines that a public hearing is not necessary in the public interest."

54 Stat. 908.
49 U. S. C. § 5 (10).

SEC. 4. (a) Paragraph (10) of section 5 of the Interstate Commerce Act, as amended, is amended by adding at the end thereof a new subparagraph as follows:

Ante, p. 485.

"Nothing in this section shall be construed to require the approval or authorization of the Commission in the case of a transaction within the scope of paragraph (2) where the only parties to the transaction are street, suburban, or interurban electric railways none of which is controlled by or under common control with any carrier which is operated as part of a general steam railroad system of transportation."

54 Stat. 909.
49 U. S. C. § 5 (13).

(b) Paragraph (13) of section 5 of the Interstate Commerce Act, as amended, is amended to read as follows:

"Carrier."
54 Stat. 905-909.
49 U. S. C. § 5 (2)-(12).

"(13) As used in paragraphs (2) to (12), inclusive, the term 'carrier' means a carrier by railroad and an express company and a sleeping-car company, subject to this part; and a motor carrier subject to part II; and a water carrier subject to part III."

34 Stat. 587; 41 Stat. 483.
49 U. S. C. § 6 (5).
Filing of contracts, etc.

SEC. 5. Paragraph (5) of section 6 of the Interstate Commerce Act, as amended, is amended to read as follows:

Exceptions.

"(5) Every common carrier subject to this part shall also file with said Commission copies of all contracts, agreements, or arrangements, with other common carriers in relation to any traffic affected by the provisions of this part to which it may be a party: *Provided, however*, That the Commission, by regulations, may provide for exceptions from the requirements of this paragraph in the case of any class or classes of contracts, agreements, or arrangements, the filing of which, in its opinion, is not necessary in the public interest."

34 Stat. 591; 41 Stat. 492.
49 U. S. C. § 16 (5).
Service of notice.

SEC. 6. Paragraph (5) of section 16 of the Interstate Commerce Act, as amended, is amended by changing the period at the end thereof to a colon and adding thereafter the following: "*Provided*, That in such proceedings service of notice of the suspension of a tariff or schedule upon an attorney in fact of a carrier who has filed said tariff or schedule in behalf of such carrier shall be deemed to be due and sufficient service upon the carrier, and service of notice of the suspension of a joint tariff or schedule upon a carrier which has filed said joint tariff or schedule to which another carrier is a party shall be deemed to be due and sufficient notice upon the several carriers parties thereto. Such service of notice may be made by mail to such attorney in fact or carrier at the address shown in the tariff or schedule."

34 Stat. 593; 41 Stat. 493.
49 U. S. C. § 20 (1).
Reports from carriers, etc.

SEC. 7. Paragraph (1) of section 20 of the Interstate Commerce Act, as amended, is amended to read as follows:

"(1) The Commission is hereby authorized to require annual, periodical, or special reports from carriers, lessors, and associations (as defined in this section), to prescribe the manner and form in which such reports shall be made, and to require from such carriers, lessors, and associations specific and full, true, and correct answers to all questions upon which the Commission may deem information to be necessary, classifying such carriers, lessors, and associations as it may deem proper for any of these purposes. Such annual reports shall give an account of the affairs of the carrier, lessor, or association in such form and detail as may be prescribed by the Commission."

34 Stat. 594; 41 Stat. 493.
49 U. S. C. § 20 (5).

SEC. 8. The second sentence of paragraph (5) of section 20 of the Interstate Commerce Act, as amended, is amended by striking out "carriers and lessors" and inserting in lieu thereof the following: "carriers, lessors, and associations".

54 Stat. 919.
49 U. S. C. § 20 (8).

SEC. 9. Paragraph (8) of section 20 of the Interstate Commerce Act, as amended, is amended to read as follows:

"(8) As used in this section, the words 'keep' and 'kept' shall be construed to mean made, prepared, or compiled, as well as retained; the term 'carrier' means a common carrier subject to this part, and includes a receiver or trustee of such carrier; the term 'lessor' means a person owning a railroad, a water line, or a pipe line, leased to and operated by a common carrier subject to this part, and includes a receiver or trustee of such lessor; and the term 'association' means an association or organization maintained by or in the interest of any group of carriers subject to this part which performs any service, or engages in any activities, in connection with any traffic, transportation, or facilities subject to this Act."

SEC. 10. Paragraph (1) of section 20a of the Interstate Commerce Act, as amended, is amended to read as follows:

"(1) That as used in this section, the term 'carrier' means a common carrier by railroad (except a street, suburban, or interurban electric railway which is not operated as a part of a general steam railroad system of transportation) which is subject to this part, or any corporation organized for the purpose of engaging in transportation by railroad subject to this part, or a sleeping-car company which is subject to this part."

SEC. 11. The first two sentences of subsection (a) of section 220 of the Interstate Commerce Act, as amended, are amended to read as follows:

"(a) The Commission is hereby authorized to require annual, periodical, or special reports from all motor carriers, brokers, lessors, and associations (as defined in this section); to prescribe the manner and form in which such reports shall be made; and to require from such carriers, brokers, lessors, and associations specific and full, true, and correct answers to all questions upon which the Commission may deem information to be necessary. Such annual reports shall give an account of the affairs of the carrier, broker, lessor, or association in such form and detail as may be prescribed by the Commission."

SEC. 12. The third sentence of subsection (d) of section 220 of the Interstate Commerce Act, as amended, is amended to read as follows: "The Commission or its duly authorized special agents, accountants, or examiners shall at all times have access to and authority, under its order, to inspect and examine any and all lands, buildings, or equipment of motor carriers, brokers, and lessors; and shall have authority to inspect and copy any and all accounts, books, records, memoranda, correspondence, and other documents of such carriers, brokers, lessors, and associations (as defined in this section), and such accounts, books, records, memoranda, correspondence, and other documents of any person controlling, controlled by, or under common control with any such carrier, as the Commission deems relevant to such person's relation to or transactions with such carrier."

SEC. 13. Subsection (e) of section 220 of the Interstate Commerce Act, as amended, is amended to read as follows:

"(e) As used in this section, the words 'keep' and 'kept' shall be construed to mean made, prepared, or compiled, as well as retained; the term 'lessor' means a lessor of any right to operate as a motor carrier; the term 'motor carrier', 'broker', or 'lessor' includes a receiver or trustee of any such motor carrier, broker, or lessor; and the term 'association' means an association or organization maintained by or in the interest of any group of motor carriers or brokers subject to this part which performs any service, or engages in any activities in connection with any traffic, transportation, or facilities subject to this Act."

SEC. 14. (a) The third sentence of subsection (a) of section 221 of the Interstate Commerce Act, as amended, is amended by striking out the word "registered".

Definitions.

41 Stat. 494.
49 U. S. C. § 20a (1).

"Carrier."

49 Stat. 563.
49 U. S. C. § 320 (a).

Reports from motor
carriers, etc.

54 Stat. 927.
49 U. S. C. § 320 (d).
Inspection authority.

54 Stat. 927.
49 U. S. C. § 320 (e).

Definitions.

49 Stat. 563.
49 U. S. C. § 321 (a).

49 Stat. 564.
49 U. S. C. § 321 (a).
Service of notice.

(b) The last sentence of such subsection (a) is amended to read as follows: "In proceedings before the Commission involving the lawfulness of rates, fares, charges, classifications, or practices, service of notice of the suspension of a tariff or schedule upon an attorney in fact of a carrier who has filed said tariff or schedule in behalf of such carrier naming the rates, fares, charges, classifications, or practices, involved in such proceedings shall be deemed to be due and sufficient service upon the carrier and service of notice of the suspension of a joint tariff or schedule upon a carrier which has filed said joint tariff to which another carrier is a party naming the rates, fares, charges, classifications, or practices involved in such proceedings shall be deemed to be due and sufficient service upon the several carriers parties thereto, but such manner of service shall not be considered as excluding service in any other manner authorized by law."

49 Stat. 564.
49 U. S. C. § 322.
Failure to keep records, etc.; penalty.

SEC. 15. Section 222 of the Interstate Commerce Act, as amended, is amended by adding at the end thereof the following new paragraph:

"(h) Any motor carrier, broker, or lessor, or other person, or any officer, agent, employee, or representative thereof, who shall fail or refuse to keep, preserve, or forward any account, record, or memorandum in the substance, form, or manner prescribed in this part or in any rule, order, or regulation prescribed under this part; or who shall fail or refuse to comply with any requirement of this part with respect to the filing with this Commission or with any agency, office, or representative of the Commission, as prescribed by the Commission, any annual, periodical, or special report, or other report, tariff, schedule, contract, document, or data or with any rule, order, or regulation prescribed with respect to such filing; or who shall fail or refuse to make full, true, or correct answer to any question required by the Commission to be made under the provisions of this part, shall forfeit to the United States the sum of \$100 for each such offense, and, in case of a continuing violation, not to exceed \$50 for each additional day during which such failure or refusal shall continue. All forfeitures provided for in this paragraph shall be payable into the Treasury of the United States and shall be recoverable in a civil suit in the name of the United States, brought in the district where the motor carrier or broker has its principal office, or in any district in which such motor carrier or broker was, at the time of the offense, authorized by this Commission, or by this part, to engage in operation as such motor carrier or broker; or in any district where such forfeiture may accrue; or in the district where the offender is found. All process in any such case may be served in the judicial district whereof such offender is an inhabitant or wherever he may be found. It shall be the duty of the various district attorneys under the direction of the Attorney General of the United States to prosecute for the recovery of such forfeitures. The costs and expenses of such prosecution shall be paid out of the appropriation for the expenses of the courts of the United States."

Civil suit.

Costs and expenses.

54 Stat. 944.
49 U. S. C. § 913 (a).

Reports from water carriers, etc.

SEC. 16. The first two sentences of subsection (a) of section 313 of the Interstate Commerce Act, as amended, are amended to read as follows:

"(a) The Commission is hereby authorized to require annual, periodical, or special reports from water carriers, lessors, and associations (as defined in this section), and to prescribe the manner and form in which such reports shall be made, and to require from such carriers, lessors, and associations specific and full, true, and correct answers to all questions upon which the Commission may deem information to be necessary. Such annual reports shall give an account of the affairs of the carrier, lessor, or association in such form and detail as may be prescribed by the Commission."

SEC. 17. The first sentence of subsection (f) of section 313 of the Interstate Commerce Act, as amended, is amended by inserting after "lessors," the following: "and of associations (as defined in this section)."

54 Stat. 945.
49 U. S. C. § 913 (f).

SEC. 18. Subsection (h) of section 313 of the Interstate Commerce Act, as amended, is amended to read as follows:

54 Stat. 945.
49 U. S. C. § 913 (h).
Definitions.

"(h) As used in this section, the words 'keep' and 'kept' shall be construed to mean made, prepared, or compiled, as well as retained; the term 'lessor' means a lessor of any right to operate as a water carrier; the term 'water carrier' or 'lessor' includes a receiver or trustee of such water carrier or lessor; and the term 'association' means an association or organization maintained solely by water carriers subject to this part which engages in activities relating to the fixing of rates, publication of classifications, or filing of schedules by such carriers."

SEC. 19. (a) That the third sentence of subsection (a) of section 315 of the Interstate Commerce Act, as amended, is amended by striking out the word "registered".

54 Stat. 946.
49 U. S. C. § 915 (a).

(b) The last sentence of such subsection (a) is amended to read as follows: "In proceedings before the Commission involving the lawfulness of rates, fares, charges, classifications, or practices, service of notice of the suspension of a tariff or schedule upon an attorney in fact of a carrier who has filed a said tariff or schedule in behalf of such carrier naming the rates, fares, charges, classifications, or practices involved in such proceedings shall be deemed to be due and sufficient service upon the carrier and service of notice of the suspension of a joint tariff or schedule upon a carrier which has filed said joint tariff to which another carrier is a party naming the rates, fares, charges, classifications, or practices involved in such proceedings shall be deemed to be due and sufficient service upon the several carriers parties thereto, but such manner of service shall not be considered as excluding service in any other manner authorized by law."

54 Stat. 946.
49 U. S. C. § 915 (a).
Service of notice.

SEC. 20. The first two sentences of subsection (a) of section 412 of the Interstate Commerce Act, as amended, are amended to read as follows:

56 Stat. 294.
49 U. S. C. § 1012 (a).

"(a) For purposes of administration of the provisions of this part, the Commission is hereby authorized to require annual, periodical, or special reports from freight forwarders and associations (as defined in this section), and to prescribe the manner and form in which such reports shall be made, and to require from such forwarders and associations specific, full, true, and correct answers to all questions upon which the Commission may deem information to be necessary. Such annual report shall give an account of the affairs of the freight forwarder or association in such form and detail as may be prescribed by the Commission."

Reports from freight forwarders, etc.

SEC. 21. The first sentence of subsection (d) of section 412 of the Interstate Commerce Act, as amended, is amended by inserting after the words "documents of freight forwarders" the following: "and of associations (as defined in this section)".

56 Stat. 295.
49 U. S. C. § 1012 (d).

SEC. 22. Subsection (f) of section 412 of the Interstate Commerce Act, as amended, is amended to read as follows:

56 Stat. 295.
49 U. S. C. § 1012 (f).

"(f) As used in this section, the words 'keep' and 'kept' shall be construed to mean made, prepared, or compiled, as well as retained; and the term 'association' means an association or organization maintained by or in the interest of any group of freight forwarders subject to this part which performs any service, or engages in any activities, in connection with any traffic, transportation, or facilities subject to this Act."

Definitions.

Approved August 2, 1949.

[CHAPTER 380]

AN ACT

August 2, 1949
[H. R. 1360]
[Public Law 198]

To extend the times for commencing and completing the construction of a free bridge across the Rio Grande at or near Del Rio, Texas.

Rio Grande.
Bridge, time exten-
sion.

60 Stat. 862.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act authorizing the State of Texas, acting through the State Highway Commission of Texas, or the successors thereof, to acquire, construct, maintain, and operate a free bridge across the Rio Grande at or near Del Rio, Texas", approved August 2, 1946, is hereby amended to read as follows:

"SEC. 2. The authority granted herein for construction of the bridge shall cease and be null and void unless the actual construction be commenced within five years and completed within seven years from August 2, 1946, unless otherwise authorized by the Congress of the United States."

Approved August 2, 1949.

[CHAPTER 381]

AN ACT

August 2, 1949
[H. R. 3512]
[Public Law 199]

To amend the Civil Service Retirement Act of May 29, 1930, as amended, to authorize the exemption of certain employees of the Library of Congress and of the judicial branch of the Government whose employment is temporary or of uncertain duration.

Civil Service Retirement Act, amendment.
46 Stat. 470.
5 U. S. C. § 693 (c).
Exemption of certain temporary employees.

62 Stat. 915.
28 U. S. C., Supp. II, § 610.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection 3 (c) of the Civil Service Retirement Act of May 29, 1930, as amended, is amended to read as follows:

"(c) The provisions of this Act shall not apply to employees of the Senate or the House of Representatives whose employment is temporary or of uncertain duration or to temporary employees of the Administrative Office of the United States Courts or of the courts specified in section 610 of title 28 of the United States Code; and the Architect of the Capitol and the Librarian of Congress are authorized to exclude from the operation of this Act any employees under the Office of the Architect of the Capitol and the Library of Congress, respectively, whose tenure of employment is temporary or of uncertain duration."

Approved August 2, 1949.

[CHAPTER 382]

AN ACT

August 2, 1949
[H. R. 4022]
[Public Law 200]

To extend the time for commencing the construction of a toll bridge across the Rio Grande at or near Rio Grande City, Texas, to July 31, 1950.

Rio Grande.
Bridge, time exten-
sion.

60 Stat. 743.

Rights reserved.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for commencing the construction of a toll bridge across the Rio Grande at or near Rio Grande City, Texas, authorized to be built by Gus A. Guerra, his heirs, legal representatives and assigns, by an Act of Congress, approved July 31, 1946, is hereby extended until July 31, 1950. Construction of such bridge shall be commenced on or before such date and shall be prosecuted with reasonable diligence until same is completed.

SEC. 2. The right to alter, amend, or repeal this Act is hereby reserved.

Approved August 2, 1949.

[CHAPTER 383]

AN ACT

To transfer the office of the probation officer of the United States District Court for the District of Columbia, the office of the Register of Wills for the District of Columbia, and the Commission on Mental Health, from the government of the District of Columbia to the Administrative Office of the United States Courts, for budgetary and administrative purposes.

August 2, 1949
[H. R. 4705]
[Public Law 201]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the office of the probation officer of the United States District Court for the District of Columbia, the office of the Register of Wills for the District of Columbia, and the Commission on Mental Health, are hereby transferred from the government of the District of Columbia to the Administrative Office of the United States Courts for budgetary and administrative purposes, and the provisions of chapter 41 of title 28, United States Code, shall apply to such offices.

District of Columbia.
Transfer of certain offices.

SEC. 2. The provisions of title 18, sections 3654, 3655, and 3656, shall apply to the United States District Court for the District of Columbia. Accordingly, the first paragraph of section 3654 of title 18 is amended by striking therefrom the words, "except in the District of Columbia", so that said paragraph shall read as follows:

62 Stat. 913.
28 U. S. C., Supp.
II, §§ 601-610.
Post, p. 881.
62 Stat. 843.
18 U. S. C., Supp.
II, §§ 3654-3656.
Ante, p. 97.

"Any court having original jurisdiction to try offenses against the United States may appoint one or more suitable persons to serve as probation officers within the jurisdiction and under the direction of the court making such appointment."

Appointment of probation officers.

SEC. 3. That section 929 of the Revised Statutes of the United States relating to the District of Columbia, as enacted June 22, 1874, as amended (title 19, sec. 401, D. C. Code, 1940), is further amended by adding the following sentence: "The Register of Wills shall be appointed by the United States District Court for the District of Columbia and shall be subject to removal by that court."

Appointment of Register of Wills.

SEC. 4. That the office of the Register of Wills shall be a part of the United States District Court for the District of Columbia.

SEC. 5. That the Register of Wills of the District of Columbia shall pay into the Treasury all fees, costs, and other moneys collected by him (except uncollected fees not required by Act of Congress to be prepaid), and shall make returns thereof to the Director of the Administrative Office of the United States Courts under regulations prescribed by him.

Payment of fees into Treasury, etc.

SEC. 6. That the annual estimates of expenditures and appropriations necessary for the maintenance and operation of the courts submitted by the Director of the Administrative Office of the United States Courts shall include estimates of appropriations for the operation and maintenance of the office of the probation officer of the United States District Court for the District of Columbia, the office of the Register of Wills of the District of Columbia, and the Commission on Mental Health.

Estimates of appropriations.

SEC. 7. That title III of an Act entitled "An Act to provide revenue for the District of Columbia, and for other purposes", approved July 26, 1939 (53 Stat. 1107; title 11, sec. 330, D. C. Code, 1940), is amended to read as follows:

"There shall be credited to the District of Columbia that proportion of the fees and fines collected by the United States District Court for the District of Columbia, including fees and fines collected by the offices of the clerk of that court, of the Register of Wills of the District of Columbia, and of the United States marshal for the District of Columbia, as the amount paid by the District of Columbia toward salaries and expenses of such court and of the offices of the United States district attorney for the District of Columbia and of the United

Credit of fees and fines to D. C.

States marshal for the District of Columbia bears to the total amount of such salaries and expenses; and such proportion of the fees and fines, if any, collected by the United States Court of Appeals for the District of Columbia Circuit, including fees and fines, if any, collected by the office of the clerk of that court, as the amount paid by the District of Columbia toward the salaries and expenses of such court bears to the total amount of such salaries and expenses."

Repeal.

D. C. Code § 21-308.
Post, p. 889.

SEC. 8. That the last sentence of the second paragraph of section 2 of the Act of June 8, 1938, entitled "An Act to provide for insanity proceedings in the District of Columbia" (52 Stat. 625, 626), which reads as follows: "The Commissioners shall include in their annual estimates such amounts as may be required for the salaries and expenses herein authorized," is hereby repealed.

Repeal.

SEC. 9. That the Act of April 24, 1926, entitled "An Act providing for expenses of the office of Recorder of Deeds and Register of Wills of the District of Columbia" (44 Stat. 322; title 19, sec. 404 and sec. 405; D. C. Code, 1940), insofar as it relates to the office of the Register of Wills, and any other provisions of law inconsistent with the provisions of this Act are hereby repealed.

Effective date.

SEC. 10. This Act shall take effect on July 1, 1949.

Approved August 2, 1949.

[CHAPTER 384]

AN ACT

August 3, 1949

[S. 1742]

[Public Law 202]

Removing certain restrictions imposed by the Act of March 8, 1888, on certain lands authorized by such Act to be conveyed to the trustees of Porter Academy.

Porter Academy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized to release to the trustees of Porter Academy by an appropriate written instrument the restriction placed upon that land in Charleston, South Carolina, which was conveyed to the trustees of Porter Academy pursuant to the provisions of the Act of March 8, 1888, entitled "An Act authorizing the Secretary of War to transfer to the trustees of Porter Academy certain property in the city of Charleston, South Carolina", sections 1 and 2 of which required that the property should be inviolably dedicated to educational purposes and no other and required that the deed of conveyance contain a condition to that effect.

25 Stat. 45.

Approved August 3, 1949.

[CHAPTER 385]

JOINT RESOLUTION

Designating June 14 of each year as Flag Day.

August 3, 1949

[H. J. Res. 170]

[Public Law 203]

Flag Day.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the 14th day of June of each year is hereby designated as "Flag Day", and the President of the United States is authorized and requested to issue annually a proclamation calling upon officials of the Government to display the flag of the United States on all Government buildings on such day, and urging the people to observe the day as the anniversary of the adoption on June 14, 1777, by the Continental Congress of the Stars and Stripes as the official flag of the United States of America.

Approved August 3, 1949.

[CHAPTER 386]

AN ACT

To amend the Act entitled “An Act regulating the retent on contracts with the District of Columbia”, approved March 31, 1906.

August 3, 1949
[H. R. 2799]
[Public Law 204]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act entitled “An Act regulating the retent on contracts with the District of Columbia”, approved March 31, 1906, is hereby amended to read as follows:

District of Columbia.

34 Stat. 94.
D. C. Code § 1-807.

Retent on contracts.

“That on all contracts made by the District of Columbia for construction work there shall be withheld, until completion and acceptance of the work, a retent of 10 per centum of the total amount of any payments made thereunder as a guaranty fund that the terms of such contracts shall be strictly and faithfully performed: *Provided, however,* That whenever 50 per centum of the work required under a contract for construction work has been completed and payments therefor have been made the Commissioners of the District of Columbia, in their sole discretion, may authorize subsequent payments to be made to the contractor without withholding from such subsequent payments 10 per centum thereof as required by this section, or the said Commissioners may authorize retention from such subsequent payments of less than 10 per centum thereof; and the said Commissioners, in their sole discretion, may further authorize payment in full, including retained percentages, for each separate building or public work on which the price is stated separately in the contract upon completion and acceptance of such building or work.”

Authority of Commissioners.

Approved August 3, 1949.

[CHAPTER 387]

AN ACT

To provide for the appointment of additional circuit and district judges, and for other purposes.

August 3, 1949
[H. R. 4963]
[Public Law 205]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President shall appoint, by and with the advice and consent of the Senate, three additional circuit judges for the District of Columbia circuit, one additional circuit judge for the third circuit, one additional circuit judge for the seventh circuit, and one additional circuit judge for the tenth circuit. Accordingly, title 28, United States Code, section 44 (a), is amended to read as follows with respect to said circuits:

U. S. Courts.
Additional circuit judges.

62 Stat. 871.
28 U. S. C., Supp.
II, § 44 (a).

“Circuits						Number of judges
District of Columbia-----						Nine
*	*	*	*	*	*	*
Third-----						Seven
*	*	*	*	*	*	*
Seventh-----						Six
*	*	*	*	*	*	*
Tenth-----						Five”

SEC. 2. (a) The President shall appoint, by and with the advice and consent of the Senate, two additional district judges for the northern district of California, two additional district judges for the southern district of California, three additional district judges for the District of Columbia, one district judge for the northern and southern districts of Florida, one additional district judge for the northern district of Georgia, one additional district judge for the

Additional district judges.

Post, p. 495.

Post, p. 495.

62 Stat. 895.
28 U. S. C., Supp.
II, § 133.

district of Kansas, one additional district judge for the district of New Jersey, four additional district judges for the southern district of New York, one additional district judge for the district of Oregon, two additional district judges for the eastern district of Pennsylvania, one additional district judge for the southern district of Texas, and the existing judgeship for the western district of Oklahoma created by section 2 (a) of the Act entitled "An Act to provide for the appointment of additional district and circuit judges", approved May 24, 1940 (54 Stat. 219), and the existing judgeship for the northern district of Ohio created by the Act entitled "An Act to provide for the appointment of one additional United States district judge for the northern district of Ohio", approved May 1, 1941 (55 Stat. 148), shall be permanent judgeships. Accordingly, title 28, United States Code, section 133, is amended to read as follows with respect to said districts:

"Districts						Judges
*	*	*	*	*	*	*
California						
Northern-----						7
Southern-----						10
*	*	*	*	*	*	*
District of Columbia-----						15
*	*	*	*	*	*	*
Florida						
*	*	*	*	*	*	*
Northern and Southern-----						1
Georgia						
Northern-----						2
*	*	*	*	*	*	*
Kansas-----						2
*	*	*	*	*	*	*
New Jersey-----						6
*	*	*	*	*	*	*
New York						
*	*	*	*	*	*	*
Southern-----						16
*	*	*	*	*	*	*
Ohio						
Northern-----						4
*	*	*	*	*	*	*
Oklahoma						
*	*	*	*	*	*	*
Western-----						2
*	*	*	*	*	*	*
Oregon-----						3
*	*	*	*	*	*	*
Pennsylvania						
Eastern-----						7
*	*	*	*	*	*	*
Texas						
*	*	*	*	*	*	*
Southern-----						3
*	*	*	*	*	*	**

(b) (1) Title 28, United States Code, section 134, is amended by adding at the end thereof the following new subsections:

62 Stat. 896,
28 U. S. C., Supp.
II, § 134.

“(c) One of the district judges for the district of Kansas shall reside at Wichita; and in the event such judges disagree as to which of them shall reside at Wichita, the matter shall be determined by the Judicial Council of the Tenth Circuit.

“(d) One of the district judges for the southern district of California shall reside in the city of San Diego.

“(e) One of the district judges for the southern district of Texas shall reside within that portion of the district comprising Laredo, Brownsville and Corpus Christi divisions.”

(2) The judge first appointed for the district of Kansas under the authority contained in subsection (a) shall reside at Wichita.

(c) The President shall appoint, by and with the advice and consent of the Senate, one additional district judge for the western district of Pennsylvania: *Provided*, That the first vacancy occurring in the office of district judge in said district shall not be filled.

(d) The President shall appoint, by and with the advice and consent of the Senate, one additional district judge for the southern district of Texas: *Provided*, That the first vacancy occurring in the office of district judge in said district shall not be filled.

(e) The Act entitled “An Act to provide for the appointment of one additional United States district judge for the northern district of Ohio”, approved May 1, 1941 (55 Stat. 148), is hereby repealed and the incumbent of the judgeship created by such Act shall henceforth hold his position under title 28, United States Code, section 133, as amended by this Act.

Repeal.

28 U. S. C., Supp.
II, § 133 and notes.

Ante, p. 494.

(f) Section 2 (a) of the Act entitled “An Act to provide for the appointment of additional district and circuit judges”, approved May 24, 1940 (54 Stat. 219), is amended by striking out “western district of Oklahoma”, and the incumbent of the judgeship created by said Act for the western district of Oklahoma shall henceforth hold his office under title 28, United States Code, section 133, as amended by this Act.

28 U. S. C., Supp.
II, § 133 and notes.

Ante, p. 494.

Approved August 3, 1949.

[CHAPTER 392]

AN ACT

To authorize the payment of employees of the Bureau of Animal Industry for overtime duty performed at establishments which prepare virus, serum, toxin, or analogous products for use in the treatment of domestic animals.

August 4, 1949
[H. R. 459]
[Public Law 206]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized to pay employees of the Bureau of Animal Industry employed in establishments subject to the provisions of section 157 of title 21, United States Code, for all overtime, night, or holiday work performed at such establishments, at such rates as he may determine, and to accept from such establishments wherein such overtime work is performed reimbursement for any sums paid out by him for such overtime work.

37 Stat. 833.

Approved August 4, 1949.

[CHAPTER 393]

AN ACT

To revise, codify, and enact into law, title 14 of the United States Code, entitled “Coast Guard”.

August 4, 1949
[H. R. 4566]
[Public Law 207]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 14 of the

Title 14, U. S. Code.
Codification and enactment into law.

United States Code, entitled "Coast Guard", is hereby revised, codified, and enacted into law, and may be cited as "Title 14, United States Code, section —", as follows:

TITLE 14—COAST GUARD

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PART I—REGULAR COAST GUARD

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<i>Post</i> , p. 508.	9. COAST GUARD ACADEMY -----	181
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CHAPTER 1—ESTABLISHMENT AND DUTIES

Sec.

1. Establishment of Coast Guard.
2. Primary duties.
3. Relationship to Navy Department.
4. Operation as a service in the Navy.
5. "Secretary" defined.

§ 1. Establishment of Coast Guard

The Coast Guard as established January 28, 1915, shall be a military service and a branch of the armed forces of the United States at all times. The Coast Guard shall be a service in the Treasury Department, except when operating as a service in the Navy.

§ 2. Primary duties

The Coast Guard shall enforce or assist in the enforcement of all applicable Federal laws upon the high seas and waters subject to the jurisdiction of the United States; shall administer laws and promulgate and enforce regulations for the promotion of safety of life and property on the high seas and on waters subject to the jurisdiction of the United States covering all matters not specifically delegated by law to some other executive department; shall develop, establish, maintain, and operate, with due regard to the requirements of national defense, aids to maritime navigation, ice-breaking facilities, and rescue facilities for the promotion of safety on and over the high seas and waters subject to the jurisdiction of the United States; and shall maintain a state of readiness to function as a specialized service in the Navy in time of war.

§ 3. Relationship to Navy Department

Upon the declaration of war or when the President directs, the Coast Guard shall operate as a service in the Navy, and shall so continue until the President, by executive order, transfers the Coast Guard back to the Treasury Department. While operating as a service in the Navy, the Coast Guard shall be subject to the orders of the Secretary of the Navy who may order changes in Coast Guard operations to render them uniform, to the extent he deems advisable, with Navy operations.

§ 4. Operation as a service in the Navy

Whenever the Coast Guard operates as a service in the Navy:

(a) applicable appropriations of the Navy Department shall be available for the expense of the Coast Guard;

(b) applicable appropriations of the Coast Guard shall be available for transfer to the Navy Department;

(c) precedence between commissioned officers of corresponding grades in the Coast Guard and the Navy shall be determined by the date of rank stated by their commissions in those grades;

(d) personnel of the Coast Guard shall be eligible to receive gratuities, medals, and other insignia of honor on the same basis as personnel in the naval service or serving in any capacity with the Navy;

(e) the Secretary may place on furlough any officer of the Coast Guard and officers on furlough shall receive one half of the pay to which they would be entitled if on leave of absence, but officers of the Coast Guard Reserve shall not be so placed on furlough; and

(f) personnel of the Coast Guard shall be subject to the laws prescribed for the government of the Navy.

§ 5. "Secretary" defined

As used in this title, the term "Secretary" means the Secretary of the respective department in which the Coast Guard is operating.

CHAPTER 3—COMPOSITION AND ORGANIZATION

Sec.

41. Grades and ratings.

42. Number and distribution of commissioned officers.

43. Relative rank of commissioned officers with respect to Army and Navy.

44. Commandant; appointment.

45. Permanent grade of Commandant on expiration of term.

46. Retirement of Commandant.

47. Assistant Commandant and Engineer in Chief; appointment.

48. Permanent grade of Assistant Commandant and Engineer in Chief on expiration of term.

49. Retirement of Assistant Commandant and Engineer in Chief.

§ 41. Grades and ratings

In the Coast Guard there shall be a vice admiral, rear admirals, captains, commanders, lieutenant commanders, lieutenants, lieutenants (junior grade), ensigns, commissioned warrant officers, cadets, warrant officers, and enlisted men. Enlisted men shall be distributed in ratings established by the Secretary.

§ 42. Number and distribution of commissioned officers

The total number of commissioned officers, including permanent, temporary, temporary service, and reserve officers on active duty, and excluding commissioned warrant officers, on the active list of the Coast Guard shall not exceed two thousand two hundred and fifty. Included in this number are the extra numbers in grade which under law operate to increase the authorized number of line officers upon separation or retirement of the person holding that number, and the members of the permanent commissioned teaching staff of the Coast Guard Academy, who shall not be considered as extra numbers in grade. The commissioned officers shall be distributed in the grades of rear admiral, captain, commander, lieutenant commander, lieutenant, lieutenant (junior grade), and ensign in the same percentages as prescribed by Act of Congress for the Navy. To determine the

authorized number of officers in the various grades as provided in this section the computation shall be based on the actual number of officers on active duty, including permanent, temporary, and reserve officers on active duty, but not including extra numbers in the Coast Guard at the date of making the computation. The Secretary shall, at least once each year, make such a computation, and the resulting numbers in the various grades as so computed shall be held and considered for all purposes as the authorized number in such various grades. The nearest whole number shall be regarded as the authorized number in case fractions result in the computation. The Secretary may, however, as he may from time to time determine the needs of the Coast Guard require, reduce the percentages applicable to any grade above lieutenant commander, and in order to compensate for such reduction increase correspondingly the percentages applicable to any grade or grades below the grade or grades in which such percentages are so reduced. No officer shall be reduced in permanent grade or pay or removed from the active list of the Coast Guard as the result of any computation or determination made by the Secretary to establish the number of officers in the various grades.

§ 43. Relative rank of commissioned officers with respect to Army and Navy

The commissioned officers of the Coast Guard rank as follows: Vice admirals with vice admirals in the Navy and lieutenant generals in the Army and the Air Force; rear admirals of the upper half with rear admirals of the upper half in the Navy and major generals in the Army and the Air Force; rear admirals of the lower half with rear admirals of the lower half in the Navy and brigadier generals in the Army and the Air Force; captains with captains in the Navy and colonels in the Army and the Air Force; commanders with commanders in the Navy and lieutenant colonels in the Army and the Air Force; lieutenant commanders with lieutenant commanders in the Navy and majors in the Army and the Air Force; lieutenants with lieutenants in the Navy and captains in the Army and the Air Force; lieutenants (junior grade) with lieutenants (junior grade) in the Navy and first lieutenants in the Army and the Air Force; and ensigns with ensigns in the Navy and second lieutenants in the Army and the Air Force.

§ 44. Commandant; appointment

The President may appoint, by and with the advice and consent of the Senate, one Commandant for a period of four years, who may be reappointed for further periods of four years, who shall act as Chief of the Coast Guard. The Commandant shall be appointed from the active list of line officers who hold a permanent commission as commander or above, and who have completed at least ten years of service as a commissioned officer in the Coast Guard. The Commandant, while so serving, shall have the grade, pay, and allowances of vice admiral. The position vacated by an officer appointed Commandant shall be filled by promotion according to law.

§ 45. Permanent grade of Commandant on expiration of term

If the Commandant is not retired during or on the expiration of his term of service as Commandant, such officer, at the expiration of such term of service, shall have the permanent grade of rear admiral, with the pay and allowances of a rear admiral (upper half) and shall be carried as an additional number in that grade until the number of rear admirals (upper half) is reduced to the number authorized by law.

§ 46. Retirement of Commandant

Upon completion of three years or more of service as Commandant, any officer who is so serving or who has so served may, at any time thereafter without regard to total length of service, upon his own application, in the discretion of the President, be retired from active service and, unless entitled by law to retirement with higher grade or pay, shall be placed on the retired list with the grade and retired pay of vice admiral. A Commandant who is retired for physical disability during his term of service as Commandant shall, unless entitled by law to retirement at a higher grade or pay, be placed on the retired list with the grade and retired pay of vice admiral.

§ 47. Assistant Commandant and Engineer in Chief; appointment

The President may appoint, by and with the advice and consent of the Senate, one Assistant Commandant for a period of four years, who may be reappointed for further periods of four years, and one Engineer in Chief for a period of four years, who may be reappointed for further periods of four years. The Assistant Commandant shall rank next after the Commandant, shall perform such duties as the Commandant may prescribe and shall act as Commandant during the absence or disability of the Commandant or in the event that there is a vacancy in the office of Commandant. The Assistant Commandant shall be selected from the active list of officers not below the grade of commander, and the Engineer in Chief shall be selected from the active list of officers not below the grade of commander who have qualified for engineering duty. The Commandant shall make recommendations for such appointments. The Assistant Commandant and Engineer in Chief shall, while so serving, have the grade of rear admiral and the pay and allowances of rear admiral (upper half). The position vacated by officers appointed Assistant Commandant or Engineer in Chief shall be filled by promotion according to law.

§ 48. Permanent grade of Assistant Commandant and Engineer in Chief on expiration of term

Officers whose terms of service as Assistant Commandant or Engineer in Chief have expired shall take their place on the lineal list in the permanent grade that they would have attained had they not served as Assistant Commandant or Engineer in Chief, and shall be additional numbers in those grades.

§ 49. Retirement of Assistant Commandant and Engineer in Chief

Upon retirement any officer who is serving, or has served not less than two and one-half years, as Assistant Commandant or Engineer in Chief, unless entitled to retire at a higher grade or pay under other provisions of law, shall retire with the grade of rear admiral and with the retired pay of a rear admiral (upper half).

CHAPTER 5—FUNCTIONS AND POWERS

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81. Aids to navigation authorized.
82. Cooperation with Administrator of Civil Aeronautics.
83. Unauthorized aids to maritime navigation; penalty.
84. Interference with aids to navigation; penalty.
85. Failure to maintain lights; penalty.
86. Marking of obstructions.
87. Buoys; color and numbering; passing.
88. Saving life and property.

Sec.

89. Law enforcement.

90. Ocean stations.

91. Safety of naval vessels.

92. Secretary; general powers.

93. Commandant; general powers.

§ 81. Aids to navigation authorized

In order to aid navigation and to prevent disasters, collisions, and wrecks of vessels and aircraft, the Coast Guard may establish, maintain, and operate:

(1) aids to maritime navigation required to serve the needs of the armed forces or of the commerce of the United States;

(2) aids to air navigation required to serve the needs of the armed forces of the United States as requested by the Secretary of the appropriate department within the National Military Establishment; and

Loran stations.

(3) Loran stations (a) required to serve the needs of the armed forces of the United States; or (b) required to serve the needs of the maritime commerce of the United States; or (c) required to serve the needs of the air commerce of the United States as determined by the Administrator of Civil Aeronautics.

Such aids to navigation other than Loran stations shall be established and operated only within the United States, its Territories and possessions, and beyond the territorial jurisdiction of the United States at places where naval or military bases of the United States are or may be located, and at other places where such aids to navigation have been established prior to June 26, 1948.

§ 82. Cooperation with Administrator of Civil Aeronautics

The Coast Guard in establishing, maintaining, or operating any aids to air navigation herein provided shall solicit the cooperation of the Administrator of Civil Aeronautics to the end that the personnel and facilities of the Civil Aeronautics Administration will be utilized to the fullest possible advantage. Before locating and operating any such aid on military or naval bases or regions, the consent of the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force, as the case may be, shall first be obtained. No such aid shall be located within the territorial jurisdiction of any foreign country without the consent of the government thereof. Nothing in this title shall be deemed to limit the authority granted by the provisions of section 458 of Title 5, or by sections 175 (f) or 451-458 of Title 49.

49 U. S. C., Supp.
II, § 452.

§ 83. Unauthorized aids to maritime navigation; penalty

No person, or public body, or instrumentality, excluding the armed services, shall establish, erect, or maintain any aid to maritime navigation without first obtaining authority to do so from the Coast Guard in accordance with applicable regulations. Whoever violates the provisions of this section or any of the regulations issued by the Secretary in accordance herewith shall be guilty of a misdemeanor and shall be fined not more than \$100 for each offense. Each day during which such violation continues shall be considered as a new offense.

§ 84. Interference with aids to navigation; penalty

It shall be unlawful for any person, or public body, or instrumentality, excluding the armed forces, to remove, change the location of, obstruct, wilfully damage, make fast to, or interfere with any aid to

navigation established, installed, operated, or maintained by the Coast Guard pursuant to section 81 of this title, or with any aid to navigation lawfully maintained under authority granted by the Coast Guard pursuant to section 83 of this title, or to anchor any vessel in any of the navigable waters of the United States so as to obstruct or interfere with range lights maintained therein. Whoever violates the provisions of this section shall be guilty of a misdemeanor and shall be fined not more than \$500 for each offense. Each day during which such violation shall continue shall be considered as a new offense.

Ante, p. 500.

Ante, p. 500.

§ 85. Failure to maintain lights; penalty

Any person, firm, company, or corporation required by law to maintain lights upon any bridge or abutment over or in any navigable waters who shall fail or refuse to maintain such lights, or to obey any of the lawful rules and regulations relating to the same, shall be guilty of a misdemeanor and shall be fined not more than \$100 for each offense. Each day during which such violation shall continue shall be considered as a new offense.

§ 86. Marking of obstructions

The Coast Guard may mark for the protection of navigation any sunken vessel or other similar obstruction existing on any navigable waters of the United States, whenever the owner thereof has, in the judgment of the Coast Guard, failed suitably to mark the same in accordance with the provisions of section 409 of Title 33. Until the abandonment of any such obstruction has been established in accordance with the provisions of section 414 of Title 33, the owner thereof shall pay to the Coast Guard the cost of such marking. As soon as the abandonment of any such obstruction has been so established, the Secretary of the Army shall keep the same so marked pending removal thereof in accordance with the provisions of section 414 of Title 33, but the Coast Guard may at the request of the Department of the Army continue the suitable marking of any such obstruction for and on behalf of that Department; and the cost of any such marking shall be borne by the Department of the Army. All monies received by the Coast Guard from the owners of obstructions, in accordance with the provisions of this section, shall be covered into the Treasury of the United States as miscellaneous receipts. No provision of this section shall be construed so as to relieve the owner of any such obstruction from the duty and responsibility suitably to mark the same in accordance with the provisions of section 409 of Title 33.

§ 87. Buoys; color and numbering; passing

All buoys along the coast, or in bays, harbors, sounds, or channels, shall be colored and numbered so that passing up the coast or sound, or entering the bay, harbor, or channel, red buoys with even numbers shall be passed on the starboard hand, black buoys with uneven numbers on the port hand, and buoys with red and black horizontal stripes on either hand. Buoys in channel ways shall be colored with alternate white and black vertical stripes.

§ 88. Saving life and property

(a) In order to render aid to distressed persons, vessels, and aircraft on the high seas and on waters over which the United States has jurisdiction and in order to render aid to persons and property imperiled by flood, the Coast Guard may:

- (1) perform any and all acts necessary to rescue and aid persons and protect and save property;

(2) take charge of and protect all property saved from marine or aircraft disasters, or floods, at which the Coast Guard is present, until such property is claimed by persons legally authorized to receive it or until otherwise disposed of in accordance with law or applicable regulations, and care for bodies of those who may have perished in such catastrophes;

(3) furnish clothing, food, lodging, medicines, and other necessary supplies and services to persons succored by the Coast Guard; and

(4) destroy or tow into port sunken or floating dangers to navigation.

(b) The Coast Guard may render aid to persons and protect and save property at any time and at any place at which Coast Guard facilities and personnel are available and can be effectively utilized.

§ 89. Law enforcement

(a) The Coast Guard may make inquiries, examinations, inspections, searches, seizures, and arrests upon the high seas and waters over which the United States has jurisdiction, for the prevention, detection, and suppression of violations of laws of the United States. For such purposes, commissioned, warrant, and petty officers may at any time go on board of any vessel subject to the jurisdiction, or to the operation of any law, of the United States, address inquiries to those on board, to examine the ship's documents and papers, and examine, inspect, and search the vessel and use all necessary force to compel compliance. When from such inquiries, examination, inspection, or search it appears that a breach of the laws of the United States rendering a person liable to arrest is being, or has been committed, by any person, such person shall be arrested or, if escaping to shore, shall be immediately pursued and arrested on shore, or other lawful and appropriate action shall be taken; or, if it shall appear that a breach of the laws of the United States has been committed so as to render such vessel, or the merchandise, or any part thereof, on board of, or brought into the United States by, such vessel, liable to forfeiture, or so as to render such vessel liable to a fine or penalty and if necessary to secure such fine or penalty, such vessel or such merchandise, or both, shall be seized.

Arrests.

(b) The officers of the Coast Guard insofar as they are engaged, pursuant to the authority contained in this section, in enforcing any law of the United States shall:

(1) be deemed to be acting as agents of the particular executive department or independent establishment charged with the administration of the particular law; and

(2) be subject to all the rules and regulations promulgated by such department or independent establishment with respect to the enforcement of that law.

(c) The provisions of this section are in addition to any powers conferred by law upon such officers, and not in limitation of any powers conferred by law upon such officers, or any other officers of the United States.

§ 90. Ocean Stations

(a) The Coast Guard is authorized to operate and maintain floating ocean stations for the purpose of providing search and rescue, communication, and air navigation facilities, and meteorological services in such ocean areas as are regularly traversed by aircraft of the United States.

(b) The Coast Guard is authorized, subject to approval by the Administrator of Civil Aeronautics, to operate, on floating ocean stations authorized herein, such air navigation facilities as the Administrator may find necessary or desirable for the safe and efficient protection and control of air traffic. The Coast Guard, in establishing, maintaining, or operating such air navigation facilities shall request the cooperation of the Administrator of Civil Aeronautics to the end that the personnel and facilities of the Civil Aeronautics Administration will be utilized to the fullest possible advantage.

Air navigation facilities.

§ 91. Safety of naval vessels

The captain of the port, Coast Guard district commander, or other officer of the Coast Guard designated by the Commandant thereof, or the Governor of the Panama Canal in the case of the territory and waters of the Canal Zone, shall so control the anchorage and movement of any vessel, foreign or domestic, in the territorial waters of the United States, as to insure the safety or security of such United States naval vessels as may be present in his jurisdiction. In territorial waters of the United States where immediate action is required, or where representatives of the Coast Guard are not present, or not present in sufficient force to exercise effective control of shipping as provided herein, the senior naval officer present in command of any naval force may control the anchorage or movement of any vessel, foreign or domestic, to the extent deemed necessary to insure the safety and security of his command.

§ 92. Secretary; general powers

For the purpose of executing the duties and functions of the Coast Guard the Secretary may within the limits of appropriations made therefor:

(a) establish, change the limits of, consolidate, discontinue, and re-establish Coast Guard districts;

(b) arrange with the Secretaries of the Army, Navy and Air Force to assign officers and enlisted men of the Coast Guard to any school maintained by the Army, Navy, and Air Force, for instruction and training, including aviation schools;

(c) construct, or cause to be constructed, Coast Guard shore establishments, and sell or otherwise dispose of unsuitable or unserviceable shore establishments, the monies received, less amount of expenses incurred from any such disposition (exclusive of governmental personal services), to be covered into the Treasury;

(d) design or cause to be designed, cause to be constructed, accept as gift, or otherwise acquire vessels, and dispose of them, the monies received, less the amount of expenses incurred from any such disposition (exclusive of governmental personal services), to be covered into the Treasury;

(e) exchange vessels and parts thereof in part payment for new vessels;

(f) acquire land or interests in land, including acceptance of gifts thereof, where required for the purpose of carrying out any project or purpose for which an appropriation has been made;

(g) exchange land or interests in land in part or in full payment for such other land or interests in land as may be necessary or desirable, the balance of such part payment to be defrayable in accordance with other provisions of this section;

(h) exercise any of the powers vested by this title in the Commandant in any case in which the Secretary deems it appropriate; and

(i) do any and all things necessary to carry out the purposes of this title.

§ 93. Commandant; general powers

For the purpose of executing the duties and functions of the Coast Guard the Commandant may:

(a) maintain water, land, and air patrols, and ice-breaking facilities;

(b) establish and prescribe the purpose of, change the location of, consolidate, discontinue, re-establish, maintain, operate, and repair Coast Guard shore establishments;

(c) assign vessels, aircraft, vehicles, aids to navigation, equipment, appliances, and supplies to Coast Guard districts and shore establishments, and transfer any of the foregoing from one district or shore establishment to another;

(d) conduct experiments, investigate, or cause to be investigated, plans, devices, and inventions relating to the performance of any Coast Guard function and cooperate and coordinate such activities with other Government agencies and with private agencies;

(e) conduct any investigations or studies that may be of assistance to the Coast Guard in the performance of any of its powers, duties, or functions;

(f) collect, publish, and distribute information concerning Coast Guard operations;

(g) conduct or make available to personnel of the Coast Guard such specialized training and courses of instruction, including correspondence courses, as may be necessary or desirable for the good of the service;

(h) design or cause to be designed, cause to be constructed, accept as gift, or otherwise acquire patrol boats and other small craft, equip, operate, maintain, supply, and repair such patrol boats, other small craft, aircraft, and vehicles, and dispose of them, the monies received, less the amount of expenses incurred from any such disposition (exclusive of governmental personal services), to be covered into the Treasury;

(i) acquire, accept as gift, maintain and repair aids to navigation, appliances, equipment, and supplies, and discontinue, or otherwise dispose of obsolete, unsuitable, or unserviceable aids to navigation, appliances, equipment, and supplies, the monies received, less amount of expenses incurred from any such disposition (exclusive of governmental personal services), to be covered into the Treasury;

(j) equip, operate, maintain, supply, and repair Coast Guard districts and shore establishments;

(k) exchange aircraft, vehicles, and parts thereof, and obsolete, unsuitable, or unserviceable machines, tools, aids to navigation, appliances, equipment, and supplies in part payment for new items of the same or similar character as those proposed to be exchanged;

(l) establish, equip, operate, and maintain shops, depots, and yards for the manufacture and construction of aids to navigation, equipment, apparatus, vessels, vehicles, and aircraft not normally or economically obtainable from private contractors, and for the maintenance and repair of any property used by the Coast Guard;

(m) accept and utilize, in times of emergency in order to save life or protect property, such voluntary services as may be offered to the Coast Guard;

(n) rent or lease, under such terms and conditions as are deemed advisable, for a period not exceeding five years, such real property

under the control of the Coast Guard as may not be required for immediate use by the Coast Guard, the monies received from any such rental or lease, less amount of expenses incurred (exclusive of governmental personal services), to be covered into the Treasury;

(o) grant, under such terms and conditions as are deemed advisable, permits, licenses, easements, and rights-of-way over, across, in, and upon lands under the control of the Coast Guard when in the public interest and without substantially injuring the interests of the United States in the property thereby affected; and

(p) establish, install, abandon, re-establish, re-route, operate, maintain, repair, purchase, or lease such telephone and telegraph lines and cables, together with all facilities, apparatus, equipment, structures, appurtenances, accessories, and supplies used or useful in connection with the installation, operation, maintenance, or repair of such lines and cables, and acquire such real property, rights of way, easements, or attachment privileges as may be required for the installation, operation, and maintenance of such lines, cables, and equipment.

(q) establish, install, abandon, reestablish, change the location of, operate, maintain, and repair radio transmitting and receiving stations.

CHAPTER 7—COOPERATION WITH OTHER AGENCIES

Sec.

141. General.

142. State Department.

143. Treasury Department.

144. Department of the Army and Department of the Air Force.

145. Navy Department.

146. Post Office Department.

147. Department of Commerce.

148. Maritime instruction.

149. Detail of officers and men to assist foreign governments.

150. Coast Guard officers as attaches to missions.

151. Contracts with Government-owned establishments for work and material.

§ 141. General

(a) The Coast Guard may, when so requested by proper authority, utilize its personnel and facilities to assist any Federal agency, State, Territory, possession, or political subdivision thereof, or the District of Columbia, to perform any activity for which such personnel and facilities are especially qualified.

Assistance to Federal agencies, etc.

(b) The Coast Guard, with the consent of the head of the agency concerned, may avail itself of such officers and employees, advice, information, and facilities of any Federal agency, State, Territory, possession, or political subdivision thereof, or the District of Columbia as may be helpful in the performance of its duties. In connection with the utilization of personal services of employees of state or local governments, the Coast Guard may make payments for necessary traveling and per diem expenses as prescribed for Federal employees by the standardized Government travel regulations.

Use of personnel, etc., of other agencies.

Travel expenses.

§ 142. State Department

The Coast Guard, through the Secretary, may exchange information, through the Secretary of State, with foreign governments and suggest to the Secretary of State international collaboration and

conferences on all matters dealing with the safety of life and property at sea, other than radio communication.

§ 143. Treasury Department

Commissioned, warrant, and petty officers of the Coast Guard are deemed to be officers of the customs and when so acting shall, insofar as performance of the duties relating to customs laws are concerned, be subject to regulations issued by the Secretary of the Treasury governing officers of the customs.

§ 144. Department of the Army and Department of the Air Force

(a) The Secretary of the Army or the Secretary of the Air Force at the request of the Secretary of the Treasury may, with or without reimbursement for the cost thereof, as agreed, receive officers and enlisted men of the Coast Guard for instruction in any school, including any aviation school, maintained by the Army or the Air Force, and such officers and enlisted men shall be subject to the regulations governing such schools.

(b) Officers and enlisted men of the Coast Guard shall be permitted to purchase quartermaster supplies from the Army at the same price as is charged the officers and enlisted men of the Army.

(c) Articles of ordnance property may be sold by the Chief of Ordnance to officers of the Coast Guard for their use in the public service in the same manner as these articles are sold to officers of the Army.

§ 145. Navy Department

(a) The Secretary of the Navy, at the request of the Secretary of the Treasury may, with or without reimbursement for the cost thereof, as agreed:

(1) build any vessel for the Coast Guard at such Navy yards as the Secretary of the Navy may designate; and

(2) receive officers and enlisted men of the Coast Guard for instruction in any school, including any aviation school maintained by the Navy, and such officers and enlisted men shall be subject to the regulations governing such schools.

(b) Officers and enlisted men of the Coast Guard shall be permitted to purchase quartermaster supplies from the Navy and the Marine Corps at the same price as is charged the officers and enlisted men of the Navy and Marine Corps.

(c) When the Coast Guard is operating in the Treasury Department, the Secretary shall provide for such peacetime training and planning of reserve strength and facilities as is necessary to insure an organized, manned, and equipped Coast Guard when it is required for wartime operation in the Navy. To this end, the Secretary of the Navy, for the Navy, and the Secretary of the Treasury, for the Coast Guard, may from time to time exchange such information, make available to each other such personnel, vessels, facilities, and equipment, and agree to undertake such assignments and functions for each other as they may agree are necessary and advisable.

§ 146. Post Office Department

Coast Guard facilities and personnel may be utilized for the transportation and delivery of mail matter during emergency conditions or at isolated locations under such arrangements as may be satisfactory to the Secretary and the Postmaster General.

§ 147. Department of Commerce

In order to promote the safety of life and property on and over the high seas and waters over which the United States has jurisdiction, and to facilitate the preparation and dissemination by the Weather Bureau of the weather reports, forecasts, and warnings essential to the safe and efficient conduct of domestic and international commerce on and over such seas and waters, the Commandant may cooperate with the Chief of the Weather Bureau by procuring, maintaining, and making available, facilities and assistance for observing, investigating, and communicating weather phenomena and for disseminating weather data, forecasts and warnings, the mutually satisfactory terms of such cooperation in weather service to be agreed upon and arranged between the Commandant and the Chief of the Weather Bureau.

§ 148. Maritime instruction

The Coast Guard may, when so requested by proper authority, detail officers and enlisted men for duty in connection with maritime instruction and training by the several States, Territories, the District of Columbia, and Puerto Rico, and when requested by the United States Maritime Commission, detail persons in the Coast Guard for duty in connection with maritime instruction and training by the United States. The service rendered by any person so detailed shall be considered Coast Guard duty.

§ 149. Detail of officers and men to assist foreign governments

The President may upon application from the foreign governments concerned, and whenever in his discretion the public interests render such a course advisable, detail officers and enlisted men of the Coast Guard to assist foreign governments in matters concerning which the Coast Guard may be of assistance. Officers and enlisted men so detailed may accept, from the government to which detailed, offices and such compensation and emoluments thereunder appertaining as may be first approved by the Secretary. While so detailed such officers and enlisted men shall receive, in addition to the compensation and emoluments allowed them by such governments, the pay and allowances to which they are entitled in the Coast Guard and shall be allowed the same credit for longevity, retirement, and for all other purposes that they would receive if they were serving with the Coast Guard.

§ 150. Coast Guard officers as attachés to missions

Commissioned officers may, with the consent of the Secretary of State, be regularly and officially attached to the diplomatic missions of the United States in those nations with which the United States is extensively engaged in maritime commerce. Expenses for the maintenance of such Coast Guard attachés abroad, including office rental and pay of employees and allowances for living quarters, including heat, fuel, and light, may be defrayed by the Coast Guard.

§ 151. Contracts with Government-owned establishments for work and material

All orders or contracts for work or material, under authorization of law, placed with Government-owned establishments by the Coast Guard, shall be considered as obligations in the same manner as provided for similar orders or contracts placed with private contractors, and appropriations for such work or material shall remain available for payment therefor as in the case of orders or contracts placed with private contractors.

CHAPTER 9—COAST GUARD ACADEMY

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- 181. Administration of Academy.
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- 183. Cadets; initial clothing allowance.
- 184. Cadets; degree of bachelor of science.
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- 191. Credit for service as civilian instructor.
- 192. Assignment of personnel as instructors.
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§ 181. Administration of Academy

The immediate government and military command of the Coast Guard Academy shall be in the Superintendent of the Academy, subject to the direction of the Commandant under the general supervision of the Secretary. The Commandant may select a superintendent from the active list of the Coast Guard who shall serve in the pleasure of the Commandant.

§ 182. Cadets; number, appointment, obligation to serve

The number of cadets appointed annually to the Academy shall be as determined by the Secretary but the number appointed in any one year shall not exceed three hundred. Appointments to cadetships shall be made under regulations prescribed by the Secretary, who shall determine age limits, methods of selection of applicants, term of service as a cadet before graduation, and all other matters affecting such appointments. The Secretary may summarily dismiss from the Coast Guard any cadet who, during his cadetship, is found unsatisfactory in either studies or conduct, or may be deemed not adapted for a career in the Coast Guard. Previous to his admission each cadet shall obligate himself, in such manner as the Secretary shall prescribe, to serve at least four years as an officer in the Coast Guard after graduation, if his service be so long required. Cadets shall be subject to rules governing discipline prescribed by the Commandant.

§ 183. Cadets; initial clothing allowance

Each cadet, upon admission to the Academy, shall be credited with the sum of \$250 to cover the cost of his initial clothing and equipment issued, to be deducted subsequently from his pay in accordance with regulations prescribed by the Secretary.

§ 184. Cadets; degree of bachelor of science

The Superintendent of the Academy may, under such rules and regulations as the Secretary shall prescribe, confer the degree of bachelor of science upon all graduates of the Academy and may, in addition, confer the degree of bachelor of science upon such other living graduates of the Academy as shall have met the requirements of the Academy for such degree.

§ 185. Cadets; appointment as ensign

The President may, by and with the advice and consent of the Senate, appoint as ensigns in the Coast Guard all cadets who shall graduate from the Academy. Ensigns so commissioned on the same

date shall take rank according to their proficiency as shown by the order of their merit at date of graduation.

§ 186. Civilian instructors

The Secretary may appoint in the Coast Guard, subject to the competitive provisions of the civil-service laws and regulations, such number of civilian instructors as the needs of the Service require, not to exceed eight, whose compensation shall be fixed in accordance with the Classification Act of 1923, as amended. Leaves of absence and hours of work for such civilian instructors shall be governed by regulations issued by the Secretary of the Treasury, without regard to sections 29a, 30b–30m, 84, 663, 667, 672a–673, and Chapter 18, of Title 5.

42 Stat. 1488.
5 U. S. C. §§ 661–674;
Supp. II, § 662 *et seq.*
Post, p. 972.

5 U. S. C. § 901 *et seq.*; Supp. II, §§ 30b, 30e, 663 notes, 902 *et seq.*
Post, p. 972.

§ 187. Permanent commissioned teaching staff; composition

The permanent commissioned teaching staff at the Academy shall consist of not more than three professors who may serve as heads of departments, and not more than twelve associate professors, assistant professors, and commissioned instructors, one of whom shall be the librarian. They shall perform duties as prescribed by the Commandant, and exercise command only in the academic department of the Academy.

§ 188. Appointment of permanent commissioned teaching staff

The President may appoint in the Coast Guard, by and with the advice and consent of the Senate, the professors, associate professors, assistant professors, and commissioned instructors who are to serve on the permanent commissioned teaching staff of the Academy. An original appointment to the permanent commissioned teaching staff, unless the appointee has served as a civilian instructor, regular commissioned officer, temporary commissioned officer, or reserve commissioned officer in the Coast Guard, shall be a temporary appointment until the appointee has satisfactorily completed a probationary term of four years of service; thereafter he may be regularly appointed and his rank shall date from the date of his temporary appointment in the rank in which permanently appointed.

§ 189. Grade of permanent commissioned teaching staff

Professors shall be commissioned officers with grade not above captain, associate and assistant professors with grade not above commander, and commissioned instructors with grade not above lieutenant commander. All officers of the permanent commissioned teaching staff shall receive the pay and allowances of other commissioned officers of the same grade and length of service. When any such professor, associate professor, or assistant professor is appointed or commissioned with grade less than the highest grade permitted, he shall be promoted under regulations prescribed by the Secretary.

§ 190. Retirement of permanent commissioned teaching staff

Professors, associate professors, assistant professors, and commissioned instructors in the Coast Guard shall be subject to retirement from active service for any cause on the same basis as other permanent commissioned officers of the Coast Guard, and service as a civilian instructor or civilian librarian at the Academy in addition to creditable service authorized by any other law in any of the military services rendered prior to an appointment as a professor, associate professor, assistant professor, or commissioned instructor shall be credited in computing length of service for retirement purposes. The provisions of law relating to retirement for disability in line of duty shall not

apply in the case of a professor, associate professor, assistant professor, or commissioned instructor serving under a temporary appointment.

§ 191. Credit for service as civilian instructor

Service as a civilian instructor or civilian librarian at the Academy in addition to creditable services authorized by any other law in any of the military services rendered prior to an appointment as professor, associate professor, assistant professor, or commissioned instructor shall be credited in computing length of service as a professor, associate professor, assistant professor, or commissioned instructor for purposes of pay and allowances.

§ 192. Assignment of personnel as instructors

The Commandant may assign any commissioned officer, warrant officer, or enlisted man to appropriate instruction duty at the Academy.

§ 193. Advisory Committee

The Secretary may appoint an Advisory Committee to the Academy, consisting of not more than seven persons of distinction in education and other fields relating to the purposes of the Academy, who shall serve without pay. Members of the Advisory Committee shall be appointed for terms of not to exceed three years and may be reappointed. The Secretary shall, in June of each year, appoint one of the members to serve as chairman. The members so appointed shall visit the Academy at least once during the academic year on the call of the Chairman and may convene once each year at Headquarters, at the call of the Commandant, for the purpose of examining the course of instruction and advising the Commandant relative thereto. Each member of the Committee shall be reimbursed from Coast Guard appropriations in conformity with section 73b-1 of Title 5, or such actual expenses as permitted by section 73b-2 of Title 5 shall be defrayed by the Coast Guard.

5 U. S. C., Supp. II,
§ 73b-1 note.

§ 194. Annual Board of Visitors

(a) In addition to the Advisory Committee, there shall be appointed in January of each year a Board of Visitors to the Academy, consisting of two Senators and three members of the House of Representatives, appointed by the chairmen of the committees of the Senate and House of Representatives, respectively, having cognizance of legislation pertaining to the Academy, the chairmen of said committees being ex officio members of the Board, and of one Senator and two members of the House of Representatives appointed by the President of the Senate and the Speaker of the House of Representatives, respectively. Whenever a member or an ex officio member is unable to attend the annual meeting as provided in this section another member may be appointed in his stead in the manner as herein provided but without restriction as to month of appointment.

(b) Such Board shall visit the Academy annually on a date to be fixed by the Secretary. Each member of the Board shall be reimbursed from Coast Guard appropriations under Government travel regulations for the actual expense incurred by him while engaged in duties as a member of such Board, or such actual expenses as permitted under such regulations shall be defrayed by the Coast Guard.

CHAPTER 11—PERSONNEL

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COMMISSIONED OFFICERS

§ 221. Filling of vacancies

Whenever a vacancy occurs in the active list of regular commissioned officers, in the grade of ensign or above, which the Secretary determines shall be filled, such vacancy shall be filled either by promotion through appointment by the President to a higher grade as hereinafter provided or by appointment by the President from among the groups set forth in section 225 of this title.

Post, p. 513.

§ 222. Promotion of officers to flag rank

Commissioned officers, including extra numbers in grade, shall be promoted to the grade of rear admiral by selection, under such regulations as the Secretary shall prescribe. The precedence on the list of rear admirals shall be determined by the date of first appointment to that grade, except that the Assistant Commandant shall, while holding such office, be next in precedence to the Commandant.

§ 223. Filling of vacancies by promotion

(a) When a vacancy below the grade of rear admiral is to be filled by promotion as determined by the Secretary, the senior officer of the next lower grade, not out of line of promotion, shall be appointed by the President, by and with the advice and consent of the Senate, to fill such vacancy as of the date such vacancy occurred. No commissioned officer shall be promoted to a higher grade on the active list until his mental, moral, and professional fitness to perform the duties of such higher grade have been established to the satisfaction of the Secretary, and until he has been pronounced physically qualified to perform the duties of such higher grade.

(b) The Secretary may prescribe regulations dealing with the filling of vacancies by promotion, including, but not limited to, the scope and method of conducting professional and physical examinations, the number of re-examinations permitted, the circumstances under which an officer may be excused from being examined in a particular subject, and the passing marks required; and dealing with the placing of officers out of, and the restoring of officers to, the line of promotion.

(c) An ensign who has completed three years' service in his grade shall be eligible for promotion to lieutenant (junior grade) if he is qualified therefor in accordance with such regulations as the Secretary shall prescribe.

§ 224. Filling of vacancies by appointment

(a) Vacancies in the grade of captain and below may be filled by appointment. When a vacancy is to be filled by appointment thereto

from among the groups set forth in section 225 of this title as determined by the Secretary, such officer shall be appointed by the President, by and with the advice and consent of the Senate.

(b) The Secretary may prescribe regulations dealing with the filling of vacancies by appointment, including, but not limited to, the scope and method of conducting professional and physical examinations and the passing marks required.

(c) Any person thus appointed as a permanent commissioned officer shall take precedence in the grade in which he is appointed in accordance with the date of his commission as a permanent commissioned officer in such grade. Appointees whose dates of commission are the same shall take precedence with each other as the Secretary shall determine.

§ 225. Permanent appointments

(a) The President may appoint, by and with the advice and consent of the Senate, permanent commissioned officers in the Coast Guard in grades appropriate to their qualifications, experience, and length of service, as the needs of the Coast Guard may require, from among the following categories:

- (1) graduates of the Coast Guard Academy;
- (2) temporary commissioned officers of the Coast Guard who have served at least two years as such;
- (3) commissioned warrant officers, warrant officers, and enlisted men of the Coast Guard;
- (4) members of the Coast Guard Reserve who have served at least two years as such; and
- (5) licensed officers of the United States Merchant Marine who have served four or more years aboard a vessel of the United States in the capacity of a licensed officer, but any person of this category, commissioned pursuant to this section, shall serve a probationary period of two years, during which time his commission may be revoked if his services are unsatisfactory, under such regulations as the Secretary shall prescribe.

(b) No person shall be appointed a commissioned officer until his mental, moral, physical and professional fitness to perform the duties of a commissioned officer has been established as the result of such examinations as the Secretary shall prescribe.

§ 226. Temporary appointments

(a) The Secretary may appoint temporary commissioned officers in the grade of lieutenant commander or below, appropriate to their qualifications and experience, who, while in service, shall receive the same pay, allowances, and benefits as permanent commissioned officers of corresponding grade and length of service, except that no temporary commissioned officer as such shall be entitled to retirement while serving under his temporary commission. Temporary appointments shall be made only after the candidate has satisfactorily passed such examination as the Secretary shall prescribe. The names of all persons who are appointed temporary commissioned officers shall be placed on a special list of temporary commissioned officers, as distinguished from the list of permanent commissioned officers.

Lieutenant commander or below.

(b) Any warrant officer or enlisted man in the regular Coast Guard may be appointed as a temporary commissioned officer. Notwithstanding such temporary appointment, any such warrant officer or enlisted man shall be entitled to retirement in his permanent grade or rating in the same manner as though he had continued to hold his permanent grade or rating, and upon the termination of such temporary appointment shall be entitled to revert to such grade or rating. Service under

Warrant officer or enlisted man.

any such temporary appointment shall be included in determining length of service as a warrant officer or enlisted man.

§ 227. Promotion and dismissal of temporary commissioned officers

The Secretary may, without regard to length of service or seniority, promote any temporary commissioned officer to a grade not above that of captain, and may call for the resignation of, dismiss, or reduce in grade, any temporary commissioned officer for unfitness, or misconduct, or when his services are no longer required.

§ 228. Appointment of commissioned warrant officers

(a) The President may appoint, by and with the advice and consent of the Senate, permanent commissioned warrant officers in the Coast Guard, as the needs of the Coast Guard may require, from among the following categories:

- (1) temporary commissioned officers of the Coast Guard;
- (2) temporary commissioned warrant officers of the Coast Guard;
- (3) temporary and permanent warrant officers of the Coast Guard;
- (4) enlisted men of the Coast Guard;
- (5) members of the Coast Guard Reserve; and
- (6) licensed officers of the United States Merchant Marine.

(b) No person shall be appointed a commissioned warrant officer until his mental, moral, physical, and professional fitness to perform the duties of a commissioned warrant officer has been established as the result of such examinations as the Secretary shall prescribe.

(c) Appointees under this section shall take precedence with other commissioned warrant officers in accordance with the dates of their commissions. Appointees whose dates of commission are the same shall take precedence with each other as the Secretary may determine.

§ 229. Revocation of commissions during first three years of commissioned service

The President, under such regulations as he may prescribe, may revoke the commission of any officer on the active list who, at the date of such revocation, has had less than three years of continuous service as a commissioned officer in the Coast Guard, and each officer whose commission is so revoked shall revert to his former status or be separated from the Coast Guard.

§ 230. Compulsory retirement at age of sixty-two

Any commissioned officer who has reached the age of sixty-two shall be retired from active service, with retired pay of the grade with which retired.

§ 231. Voluntary retirement after thirty years' service

Any commissioned officer who has completed thirty years' service may, upon his own application, in the discretion of the Secretary, be retired from active service with retired pay of the grade with which retired.

§ 232. Voluntary retirement after twenty years' service

Any commissioned officer who has completed twenty years' active service in the Coast Guard, Navy, or Marine Corps, or the Reserve Components thereof, including active duty for training, at least ten years of which shall have been active commissioned service, may, upon

his own application, in the discretion of the President, be retired from active service, with retired pay of the grade with which retired.

§ 233. Retirement for disabilities incident to service

Any commissioned officer found by a retiring board to be incapacitated for active service because of infirmities of age or physical or mental disability, which is incident to service, shall if the findings of the retiring board are approved by the Secretary, be retired from active service, with retired pay of the grade with which retired.

§ 234. Retirement for failure in physical examination for promotion

Any commissioned officer who fails in his physical examination for promotion shall immediately be brought before a retiring board and if found incapacitated for service by reason of disability contracted incident to service shall be retired from active service with the grade for which he was examined for promotion, with retired pay of such advanced grade.

§ 235. Personnel Board; procedure; recommendations

The Secretary shall designate and assemble annually a Coast Guard Personnel Board of not less than five commissioned officers of the grade of captain or above on the active list. The Personnel Board shall—

(1) recommend for retirement such commissioned officers of the Coast Guard who have thirty years of service as it determines, upon the basis of the needs of the service, should be retired from active service,

(2) recommend for retirement such commissioned officers of the Coast Guard who have been placed out of line of promotion and who have ten years of commissioned service as the Personnel Board determines, in its discretion, should be retired from active service, and

(3) recommend for placing out of line of promotion such lieutenant commanders on the active list as the Personnel Board determines, in its discretion, should be placed out of line of promotion.

The proceedings, findings, or recommendations of the Personnel Board shall be transmitted to the Commandant for review. If the Commandant approves the recommendations of the Personnel Board, notification thereof shall be given by him in writing to each officer concerned who for the first time under this section is recommended for retirement or for placing out of line of promotion; any such officer who, within thirty days after receipt of such notification, files with the Commandant a written protest of the action taken by the Personnel Board in his case, shall not be retired involuntarily or placed out of line of promotion under this section unless a subsequent annual Personnel Board, none of the members of which was a member of the previous Personnel Board which recommended such officer's retirement or placing out of line of promotion, determines, in its discretion, and recommends that such officer should be retired or placed out of line of promotion, in which case such officer may, upon approval by the President, be retired from active service, or be placed out of line of promotion, as the case may be. At the expiration of thirty days after receipt by an officer of notice as aforesaid, in the event that no such protest is filed by him, such officer may, upon approval by the President, be retired from active service or be placed out of line of promotion, as the case may be, as hereinafter provided. If the Commandant disapproves any recommendation of the Personnel Board, the officer

concerned shall retain his status in the Coast Guard to the same extent as if his case had not been considered by such Personnel Board. Except as hereinbefore provided, each recommendation of the Personnel Board which is finally approved by the Commandant, together with the proceedings and findings of the Personnel Board, shall be transmitted to the Secretary for further review, and if the Secretary shall disapprove any recommendation of the Personnel Board, the officer concerned shall retain his status in the Coast Guard to the same extent as if his case had not been considered by such Personnel Board. Each recommendation of the Personnel Board which is not disapproved by the Secretary shall be laid before the President by the Secretary with his recommendation in the case. The President may, in any calendar year, pursuant to recommendations so laid before him:

(1) place out of line of promotion such number of lieutenant commanders on the active list as the needs of the service require;

(2) retire from active duty such number of commissioned officers who have thirty or more years of service as the needs of the service require; and

(3) retire from active duty any officer who has been placed out of line of promotion and who has ten years or more of commissioned service.

§ 236. Pay and grade upon involuntary retirement after 30 years' service

Any commissioned officer who has completed thirty years' service and who has been retired from active duty by the President pursuant to the action of a Personnel Board shall, unless entitled to retire at a higher grade or pay under other provisions of law, receive the retired pay of the grade with which retired.

§ 237. Pay and grade upon involuntary retirement after 10 years' service

Any commissioned officer who has completed ten years' commissioned service and who has been retired from active duty by the President pursuant to the action of a Personnel Board shall, unless entitled to retire at a higher grade or pay under other provisions of law, be retired in the permanent grade held at the time of such retirement, with retired pay of the grade with which retired.

§ 238. Voluntary retirement when out of line of promotion

Any commissioned officer who, under regulations prescribed by the Secretary, is placed out of line of promotion, and who has completed ten years commissioned service, may, at his own request and with the approval of the Secretary, be retired from active service with the permanent grade held at the time of such retirement, with retired pay of the grade with which retired.

§ 239. Retirement in case of special commendation

Any commissioned officer who has been specially commended for his performance of duty in actual combat prior to December 31, 1946 by the head of the executive department under whose jurisdiction the duty was performed, shall, upon retirement, be placed on the retired list one grade higher than the grade in which serving at the time of retirement, with 75 percent of the active-duty pay of the grade in which serving at the time of retirement and the grade in which serving at the time of retirement shall be construed to mean the highest grade in which so serving whether by virtue of permanent or temporary appointment therein.

§ 240. Recall to active duty during war or national emergency

In time of war or national emergency, the Secretary may order any commissioned officer on the retired list to active duty. While on active duty, a retired commissioned officer shall receive full pay, allowances, and benefits authorized by law including longevity credit for the time retired. When relieved of active service after recall from the retired list, such commissioned officer shall, unless entitled to be advanced on the retired list with a higher grade or pay under other provisions of law, be retained on the retired list with the grade held at the time of retirement and with retired pay computed on the active-duty pay and increase received at the time of relief from active duty.

§ 241. Recall to active duty with consent of officer

Any commissioned officer on the retired list may, with his consent, be assigned to such duties as he may be able to perform but no commissioned officer on the retired list who has reached the age of sixty-two years shall be recalled in time of peace. While on active duty such commissioned officer shall receive full pay, allowances, and benefits authorized by law, including longevity credit for the time retired. When relieved of active service after recall from the retired list, such commissioned officer shall, unless entitled to be advanced on the retired list with a higher grade or pay under other provisions of law, be retained on the retired list with the grade held at the time of retirement and with retired pay computed on the active-duty pay and increase received at the time of relief from active duty.

§ 242. Relief of retired officer promoted while on active duty

Any commissioned officer on the retired list recalled to active duty who during such active duty is advanced to a higher grade under a temporary appointment shall, upon relief from active duty, if his performance of duty under such temporary appointment has been satisfactory, be advanced on the retired list to the highest grade held while on active duty, with retired pay of such highest grade.

§ 243. Retirement in cases where higher grade has been held

Any commissioned officer who is retired under any provision of sections 230, 231, 232, 233, or 234 of this title, or that provision of section 235 of this title which provides for retirement of officers after thirty years' service, shall be retired from active service with the highest grade held by him while on active duty in which, as determined by the Secretary, his performance of duty was satisfactory, but not lower than his permanent grade, with retired pay of the grade with which retired.

Ante, pp. 514, 515.

§ 244. Resignation when out of line of promotion

Any commissioned officer who, in accordance with applicable regulations, is placed out of line of promotion may, with the approval of the Secretary, if his commissioned service is less than ten years, resign from the Coast Guard with one year's pay computed at the rate of pay he was receiving on the date of his resignation.

§ 245. Retiring or dropping for disabilities not incident to service

Any commissioned officer found by a retiring board to be incapacitated for active service for reasons not incident to service shall, if the findings of the retiring board are approved by the Secretary, be dropped from the service with or without one year's pay, as determined by the Secretary.

§ 246. Dropping for disabilities due to vicious habits

Any commissioned officer found by a retiring board to be incapacitated for active service because of his own vicious habits, shall, if the findings of the retiring board are approved by the President, be dropped from the service.

WARRANT OFFICERS**§ 301. Permanent appointments**

(a) The Secretary may appoint permanent warrant officers, as the needs of the Coast Guard require, from among the following categories:

- (1) temporary commissioned warrant officers and temporary warrant officers of the Coast Guard;
- (2) enlisted men of the Coast Guard;
- (3) members of the Coast Guard Reserve; and
- (4) licensed officers of the United States Merchant Marine.

(b) No person shall be appointed a warrant officer until his mental, moral, physical, and professional fitness to perform the duties of a warrant officer has been established as the result of such examinations as the Secretary shall prescribe.

(c) Appointees under this section shall take precedence with other warrant officers in accordance with the dates of their appointments. Appointees whose dates of appointment are the same shall take precedence with each other as the Secretary may determine.

§ 302. Temporary appointments

(a) The Secretary may appoint temporary warrant officers appropriate to their qualifications and experience. Such temporary warrant officers, while in service, shall receive the same pay, allowances, and benefits as permanent warrant officers of corresponding length of service, except that no temporary warrant officer as such shall be entitled to retirement while serving under his temporary appointment. All temporary appointments as warrant officers shall be made only after the candidates have satisfactorily passed such examinations as the Secretary shall prescribe.

(b) Any enlisted man in the regular Coast Guard may be appointed as a temporary warrant officer. Notwithstanding such temporary appointment, any such enlisted man shall be entitled to retirement in his permanent rating in the same manner as though he had continued to hold his permanent rating, and upon the termination of such temporary appointment shall be entitled to revert to such rating. Service under any such temporary appointment shall be included in determining length of service as an enlisted man.

§ 303. Compulsory retirement at age of sixty-two

Any warrant officer who has reached the age of sixty-two years shall be retired from active service, with retired pay of the grade with which retired.

§ 304. Voluntary retirement after thirty years' service

Any warrant officer who has completed thirty years' service may, upon his own application, in the discretion of the Secretary, be retired from active service, with retired pay of the grade with which retired.

§ 305. Voluntary retirement after twenty years' service

Any warrant officer who has completed twenty years' active service in the Coast Guard, Navy, or Marine Corps, or the Reserve Components thereof, may, upon his own application, in the discretion of the Secretary be retired from active service, with retired pay of the grade with which retired.

§ 306. Retirement for disabilities incident to service

Any warrant officer found by a retiring board to be incapacitated for active service because of infirmities of age or physical or mental disability, which is incident to service, shall, if the findings of the retiring board are approved by the Secretary, be retired from active service, with retired pay of the grade with which retired.*

§ 307. Retirement upon recommendation of Personnel Board

The Coast Guard Personnel Board may recommend for retirement such warrant officers who have thirty years of service as it determines upon the basis of the needs of the service should be retired from active service. The procedures for the retirement of commissioned officers pursuant to the action of a Personnel Board, after thirty years' service, shall govern the retirement of warrant officers under this section, except that in the case of warrant officers the final review and action shall be by the Secretary instead of by the President.

§ 308. Pay upon involuntary retirement after 30 years' service

Any warrant officer who has completed thirty years' service and who has been retired from active duty by the Secretary, pursuant to the action of a Personnel Board, shall, unless entitled to retire at a higher grade or pay under other provisions of law, receive the retired pay of the grade with which retired.

§ 309. Retirement in case of special commendation

Any warrant officer who has been specially commended for his performance of duty in actual combat prior to December 31, 1946 by the head of the executive department under whose jurisdiction the duty was performed shall, whether serving under a permanent or temporary appointment, upon retirement, be placed upon the retired list with the grade of commissioned warrant officer and with seventy-five percent of the active-duty pay of warrant officer.

§ 310. Recall to active duty during war or national emergency

In times of war or national emergency, the Secretary may order any warrant officer on the retired list to active duty. While on active duty, a retired warrant officer shall receive full pay, allowances, and benefits authorized by law, including longevity credit for the time retired. When relieved of active service after recall from the retired list such warrant officer shall, unless entitled to be advanced on the retired list with a higher grade or pay under other provisions of law, be retained on the retired list with the grade of warrant officer, and with retired pay computed on the active-duty pay and increase received at the time of relief from active duty.

§ 311. Recall to active duty with consent of officer

Any warrant officer on the retired list may, with his consent, be assigned to such duties as he may be able to perform, but no warrant officer on the retired list who has reached the age of sixty-two years shall be recalled in time of peace. While on active duty, such warrant

officer shall receive full pay, allowances, and benefits authorized by law, including longevity credit for the time retired. When relieved from active service after recall from the retired list, such warrant officer shall, unless entitled to be advanced on the retired list with a higher grade or pay under other provisions of law, be retained on the retired list with the grade of warrant officer and with retired pay computed on the active-duty pay and increase received at the time of relief from active duty.

§ 312. Relief of retired warrant officer promoted while on active duty

Any warrant officer on the retired list recalled to active duty who during such active duty is advanced to a higher grade under a temporary appointment shall, upon relief from active duty, if his performance of duty under such temporary appointment has been satisfactory, be advanced on the retired list to the highest grade held while on active duty, with retired pay of such highest grade.

§ 313. Retirement in cases where higher grade has been held

Ante, pp. 518, 519. Any warrant officer who is retired under any provision of sections 303, 304, 305, 306, or 307 of this title shall be retired from active service with the highest grade held by him while on active duty in which, as determined by the Secretary, his performance of duty was satisfactory, but not lower than his permanent grade, with retired pay of the grade with which retired.

§ 314. Retiring or dropping for disabilities not incident to service

Any warrant officer found by a retiring board to be incapacitated for active service for reasons not incident to service shall, if the findings of the retiring board are approved by the Secretary, be dropped from the service with or without one year's pay, as determined by the Secretary.

§ 315. Dropping for disabilities due to vicious habits

Any warrant officer found by a retiring board to be incapacitated for active service because of his own vicious habits, shall, if the findings of the retiring board are approved by the Secretary, be dropped from the service.

ENLISTED MEN

§ 351. Enlistments

Under regulations prescribed by the Secretary, the Commandant may enlist men for minority or terms of full years not exceeding six years. Enlistment contracts shall be of two types, regular and temporary. A man enlisted and serving under a regular enlistment contract shall be entitled to all applicable retirement benefits provided by law. A man enlisted and serving under a temporary enlistment contract shall not be entitled to retirement benefits. All original enlistments shall be temporary, and succeeding enlistments may be temporary under regulations prescribed by the Secretary.

§ 352. Promotion

Enlisted men shall be advanced in rating by the Commandant under regulations prescribed by the Secretary.

§ 353. Compulsory retirement at age of sixty-two

Any enlisted man who has reached the age of sixty-two shall be retired from active service, with retired pay of the grade or rating with which retired.

§ 354. Voluntary retirement after thirty years' service

Any enlisted man who has completed thirty years' service may, upon his own application, in the discretion of the Commandant, be retired from active service, with retired pay of the grade or rating with which retired.

§ 355. Voluntary retirement after twenty years' service

Any enlisted man who has completed twenty years' service may, upon his own application, in the discretion of the Commandant, be retired from active service, with retired pay of the grade or rating with which retired.

§ 356. Retirement for disabilities incident to service

Any enlisted man found by a retiring board to be incapacitated for active service because of infirmities of age or physical or mental disability, which is incident to service, shall, if the findings of the retiring board are approved by the Secretary, be retired from active service, with retired pay of the grade or rating with which retired.

§ 357. Enlisted Personnel Board

(a) The Commandant shall assemble annually a Coast Guard Enlisted Personnel Board, of not less than three commissioned officers on the active list, who shall recommend for retirement such enlisted men who have twenty years of service, as the Board determines, in its discretion, should be retired from active service. The recommendations of the Board shall be transmitted to the Commandant for final action. If the Commandant approves the recommendations of the Board, the enlisted men concerned shall be notified thereof in writing, and any enlisted man who, within thirty days after receipt of such notification, files with the Commandant a written protest of the action taken by the Board in his case, shall not be retired involuntarily under this section unless a subsequent annual Board again determines, in its discretion, and recommends that such enlisted man should be retired, in which case such enlisted man may, upon approval by the Commandant, be retired from active service. At the expiration of thirty days after receipt by an enlisted man of notice as aforesaid, in the event that no such protest is filed by him within the period prescribed, such enlisted man may, upon approval by the Commandant, be retired from active service. If the Commandant disapproves any recommendation of the Board the enlisted man concerned shall retain his status to the same extent as if his case had not been considered.

(b) Any enlisted man who has completed twenty years' service and who has been retired from active duty by the Commandant pursuant to the action of an Enlisted Personnel Board shall receive the retired pay of the grade or rating with which retired.

(c) Any enlisted man retired by reason of twenty years service, whether voluntarily or involuntarily, who has been cited for extraordinary heroism in line of duty, as determined by the Secretary, whose determination shall be final and conclusive, or any enlisted man so retired whose average marks in conduct during his service in the Coast Guard were not less than 97½ per cent of the maximum, or any enlisted man so retired who shall have been both so cited and shall have received such average marks, shall be entitled to have his retired pay increased by an amount equal to 10 per cent of the active-duty pay and permanent additions thereto of the grade or rating with which retired.

Citation for extraordinary heroism.

§ 358. Limitation of retirements

The total number of enlisted men who may be retired in any one calendar year by reason of having completed twenty years of service shall not exceed the whole number nearest to 1 per cent of the total enlisted force of the Coast Guard on the active list as of January 1 of such year, to be divided in such proportions between voluntary retirements and involuntary retirements as may be determined by the Commandant. In case the number of enlisted men authorized to be retired annually by this section are not retired during a calendar year, the remainder of the authorized number may be retired during any subsequent calendar year providing that the total retired in that year does not exceed 3 per cent of the total enlisted force as of January 1 of such calendar year.

§ 359. Recall to active duty during war or national emergency

In times of war or national emergency, the Commandant may order any enlisted man on the retired list to active duty. While on active duty, a retired enlisted man shall receive full pay, allowances, and benefits authorized by law including longevity credit for the time retired. When relieved of active service after recall from the retired list such enlisted man shall, unless entitled to be advanced on the retired list with a higher grade, rating, or pay under other provisions of law, be retained on the retired list with the rating held at the time of retirement, and with retired pay computed on the active-duty pay and increase received at the time of release from active duty.

§ 360. Recall to active duty with consent of man

Any enlisted man on the retired list may, with his consent, be assigned to such duties as he may be able to perform, except that no enlisted man on the retired list who has reached the age of sixty-two years shall be recalled in time of peace. While on active duty such enlisted man shall receive full pay, allowances, and benefits authorized by law, including longevity credit for the time retired. When relieved of active service after recall from the retired list such enlisted man shall, unless entitled to be advanced on the retired list with a higher grade, rating, or pay under other provisions of law, be retained on the retired list with the rating held at the time of retirement and with retired pay computed on the active-duty pay and increase received at the time of release from active duty.

§ 361. Relief of retired man promoted while on active duty

Any enlisted man on the retired list recalled to active duty who during such active duty is advanced to a higher grade or rating under a permanent or temporary appointment or promotion shall, upon relief from active duty be advanced on the retired list to the highest grade or rating held while on active duty with retired pay of such highest grade or rating. In case the appointment or promotion was temporary the advancement on the retired list shall be made only to such grade or rating in which the man served satisfactorily on active duty.

§ 362. Retirement in cases where higher grade or rating has been held

Any enlisted man who is retired under any provision of section 353, 354, 355, 356, or 357 of this chapter shall be retired from active service with the highest grade or rating held by him while on active duty in which, as determined by the Secretary, his performance of duty was satisfactory, but not lower than his permanent grade or rating, with retired pay of the grade or rating with which retired.

§ 363. Retiring or dropping for disabilities not incident to service

Any enlisted man found by a retiring board to be incapacitated for active service for reasons not incident to service shall, if the findings of the retiring board are approved by the Secretary, be dropped from the service with or without one year's pay, as determined by the Secretary.

§ 364. Dropping for disabilities due to vicious habits

Any enlisted man found by a retiring board to be incapacitated for active service because of his own vicious habits, shall, if the findings of the retiring board are approved by the Secretary, be dropped from the service.

§ 365. Extension of enlistments

Under regulations prescribed by the Secretary, the term of enlistment of any enlisted man may, by voluntary written agreement, be extended for a period not exceeding four full years from the date of expiration of the then-existing term of enlistment, and subsequent to such date an enlisted man who so extends his term of enlistment shall receive the same pay and allowances in all respects as though regularly discharged and reenlisted immediately upon expiration of his term of enlistment. No such extension shall operate to deprive the enlisted man concerned, upon discharge at the termination thereof, of any right, privilege, or benefit to which he would have been entitled if his term of enlistment had not been so extended.

§ 366. Retention beyond term of enlistment in case of disability

Any enlisted man of the Coast Guard in the active service whose term of enlistment expires while he is suffering disease or injury incident to service and not due to misconduct, and who is in need of medical care or hospitalization, may, with his consent, be retained in such service beyond the expiration of his term of enlistment. Any such enlisted man shall be entitled to receive at Government expense medical care or hospitalization and his pay and allowances, including credit for longevity, until he shall have recovered to such extent as would enable him to meet the physical requirements for reenlistment, or until it shall have been ascertained by competent authority of the Coast Guard that the disease or injury is of a character that recovery to such an extent would be impossible. Any enlisted man whose enlistment is so extended shall be subject to forfeitures in the same manner and to the same extent as if his term of enlistment had not expired. Nothing contained in this section shall prevent any enlisted man from being held in the service without his consent under section 367 of this title.

§ 367. Detention beyond term of enlistment

(a) Under regulations prescribed by the Secretary, an enlisted man may be detained in the Coast Guard beyond the term of his enlistment:

(1) until the first arrival of the vessel on which he is serving at its permanent station, or at a port in a State of the United States or in the District of Columbia; or

(2) if attached to a shore station beyond the continental limits of the United States or in Alaska, until his first arrival at a port in any State of the United States or in the District of Columbia where his reenlistment or discharge may be effected, or until he can be discharged or reenlisted at his station beyond the continental limits of the United States or in Alaska, whichever is earlier, but in no event to exceed three months; or

(3) while awaiting disciplinary action or trial and disposition of his case; or

(4) during a period of war or national emergency as proclaimed by the President, and, in the interest of national defense, for a period not to exceed six months after the end of the war or the termination of the emergency; or

(5) for a period of not exceeding thirty days in other cases whether or not specifically covered by this section, when essential to the public interests, and the determination that such detention is essential to the public interests, made in accordance with regulations prescribed by the Secretary, shall be final and conclusive.

Any person detained in the Coast Guard as provided in this section shall be entitled to receive pay and allowances and benefits under the same conditions as though his enlistment period had not expired, and shall be subject in all respects to the laws and regulations for the government of the Coast Guard until his discharge therefrom. Enlisted men detained under the provisions of (1) of this subsection shall be entitled to the pay and allowances provided for enlisted personnel of the Navy detained under similar circumstances. Enlisted men detained under the provisions of (3) of this subsection shall not receive pay or allowances for any period beyond the term of enlistment, if the trial results in conviction.

(b) Any enlisted man who, without proper authority, absents himself from his ship, station, or duty for more than one day, or who is confined for more than one day under sentence, or while awaiting trial and disposition of his case, if the trial results in conviction, may be permitted to serve, after his return to a full-duty status, for such period as shall, with the time he may have served prior to such unauthorized absence or confinement, amount to the full term of his enlistment.

§ 368. Discharge in case of under-age enlistment

Upon presentation of satisfactory evidence as to his age and upon application for discharge by his parent or guardian presented to the Coast Guard within ninety days after the date of his enlistment, any man enlisted in the Coast Guard under twenty-one years of age who was enlisted without the written consent of his parent or guardian, if any, shall be discharged by reason of minority.

§ 369. Inclusion of certain conditions in enlistment contract

The enlistment contract shall contain the substance of sections 365 to 368, inclusive, of this title.

Ante, p. 523; *supra*.

GENERAL PROVISIONS

§ 421. Retirement

(a) Every commissioned officer, warrant officer, or enlisted man who is retired under any provision of this title shall be retired with the permanent grade or rating held at the time of retirement, unless entitled to retire with a higher grade or rating under any provision of this title or any other law.

(b) Where an officer is entitled, under any provision of law, to retire with one grade higher than the grade in which serving at the time of retirement, the next higher grade in the case of captain shall be rear admiral, and the next higher grade in the case of commissioned warrant officer shall be lieutenant (junior grade).

§ 422. Status of recalled personnel

All retired personnel when recalled to active duty shall serve in the grade or rating in which they were serving at the time of retirement.

§ 423. Computation of retired pay

The retired pay of a grade or rating shall be computed at the rate of $2\frac{1}{2}$ percent of the sum of the active-duty pay of that grade or rating, and all permanent additions thereto including longevity credit, to which the officer or enlisted man concerned was entitled at the time of retirement, multiplied by the number of years of service for which he was entitled to credit in the computation of his pay when last on active duty. In the case of an officer or enlisted man retired for disability or an officer retired in a higher grade because of a special commendation the retired pay shall be 75 percent of the sum of the active-duty pay and all permanent additions thereto, including longevity credit to which the officer or enlisted man concerned is entitled, of the grade on which the retired pay is computed. In the case of an officer whose retired pay is computed on the pay of a grade for which active-duty pay is not based upon years of service the retired pay shall be $2\frac{1}{2}$ percent of his active-duty pay in the grade in which serving at the time of retirement multiplied by the number of years of service for which he would be entitled to credit in the computation of pay on the active list had he been serving in the grade of captain at the time of his retirement. A fractional year of six months or more shall be considered a full year in computing the number of years of service by which the rate of $2\frac{1}{2}$ percent is multiplied.

§ 424. Limitations on retirement and retired pay

The provisions of any section of this title shall not be construed so as to prevent any officer or enlisted man from being placed on the retired list with the highest grade or rating and the highest retired pay to which such officer or enlisted man may be entitled under the provisions of any other section of this title or under the provisions of any other law. In no case shall the retired pay of an officer or enlisted man exceed 75 percent of the sum of the active-duty pay and all permanent additions thereto, including longevity credit to which the officer or enlisted man concerned is entitled, of the grade or rating on which his pay is computed.

§ 425. Retiring boards

(a) The Secretary shall designate and assemble from time to time a Coast Guard retiring board, composed of officers of the Coast Guard and medical officers of the Public Health Service, consisting of not less than five commissioned officers, two-fifths of whom shall be medical officers of the Public Health Service, for the purpose of examining and reporting on such commissioned officers, warrant officers, and enlisted men of the Coast Guard as appear to be incapable of performing the duties of their office and are ordered by the Secretary to appear before it.

(b) A retiring board shall inquire into and determine the facts touching the nature and occasion of the disability of any commissioned officer, warrant officer, or enlisted man ordered to appear before such board, and shall have such powers as may be necessary for that purpose. When the board finds a commissioned officer, warrant officer, or enlisted man incapacitated for active service it shall also find and report the cause which in its judgment has produced his incapacity, whether due to infirmities of age or physical or mental disability, and whether incident to service, or whether due to his own vicious habits.

(c) In the case of a commissioned officer, the proceedings of the retiring board shall be transmitted to the Secretary and shall by him be laid before the President for his approval or disapproval and his orders

Transmission of proceedings to Secretary and President.

in the case. In the case of a warrant officer or enlisted man the proceedings shall be transmitted to the Secretary for his approval or disapproval and his orders in the case.

SPECIAL PROVISIONS

§ 431. Personnel of former Life Saving Service

(a) If any keeper or member of a crew of a Coast Guard station shall be so disabled by reason of any wound or injury received or disease contracted in the Coast Guard in the line of duty as to unfit him for the performance of duty, such disability to be determined in such manner as shall be prescribed in the regulations of the Coast Guard, he shall be continued upon the rolls of the Coast Guard and entitled to receive his full pay during the continuance of such disability, not to exceed the period of one year, unless the Commandant shall recommend, upon a statement of facts, the extension of the period through a portion or the whole of another year, and said recommendation receive the approval of the Secretary of the Treasury as just and reasonable; but in no case shall said disabled keeper or member of a crew be continued upon the rolls or receive pay for a longer period than two years.

Injury or disease
contracted in line of
duty.

(b) Any individual who served in the former Life Saving Service of the United States as a keeper or surfman, and who on account of being so disabled by reason of a wound or injury received or disease or loss of sight contracted in such service in line of duty as to unfit him for the performance of duty was continued upon the rolls of the service for an aggregate period of one year or more under the provisions of subsection (a) of this section, and who ceased to be a member of such service on account of such disability, which disability has been continuous up to and including April 14, 1930, shall, upon making due proof of such facts in accordance with such rules and regulations as the Secretary of the Treasury may prescribe, be awarded compensation for such injury at the rate of 100 per centum of the pay he was receiving at the time of his separation from such service, such compensation to commence from April 14, 1940, and continue during his natural life. No such individual shall receive a pension, pay, or other allowance under any other law of the United States for the same period for which he receives retired pay under the provisions of this section.

(c) No agent, attorney, or other person engaged in preparing, presenting, or prosecuting any claim under the provisions of subsection (b) of this section shall, directly or indirectly, contract for, demand, receive, or retain for such services in preparing, presenting, or prosecuting such claim a sum greater than \$10, which sum shall be payable only on the order of the Secretary of the Treasury; and any person who shall violate any of the provisions of this subsection, or shall wrongfully withhold from the claimant the whole or any part of retired pay allowed or due such claimant under said subsection, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall, for each and every offense, be fined not exceeding \$500 or be imprisoned not exceeding one year, or both, in the discretion of the court.

§ 432. Personnel of former Lighthouse Service

(a) Any person of the former Lighthouse Service commissioned as an officer in the Coast Guard shall be an extra number in his grade and in the grades to which he may be promoted. He shall take precedence (1) with other officers commissioned in his grade from the former Lighthouse Service as the Secretary of the Treasury may determine, and (2) with other line officers in his grade in accordance with the

respective dates of their commissions in such grade. He shall be eligible for promotion, if otherwise qualified, at such time as the officer in a regular number in line of promotion next above him on the seniority list becomes eligible for promotion; or if there be no such officer in his grade, he shall be eligible for promotion, if otherwise qualified, when a vacancy occurs in the next higher grade. An officer so commissioned shall be assigned to duty for which he is specially qualified, and professional examinations for promotion given to such officer shall embrace only subjects which pertain to the duty to which he is assigned.

(b) Each vacancy (1) hereafter occurring in the extra numbers of such officers; (2) existing on August 5, 1939, in positions in the Lighthouse Service formerly held by personnel eligible for such commissions; and (3) created by the retirement, resignation, death, or separation from the service for any other cause, of such personnel who do not possess the qualifications prescribed by the Secretary of the Treasury, or who, being qualified, do not accept a commission thereunder, shall operate to increase by one the total authorized number of line officers of the Coast Guard.

(c) All persons of the former Lighthouse Service commissioned, appointed, or enlisted in the Coast Guard shall be subject to all laws and regulations for the government of the Coast Guard, and nothing contained in this title shall be construed to prevent the application to any of such persons of laws and regulations concerning the military discipline of commissioned and warrant officers and enlisted men of the Coast Guard.

(d) In computing length of service, for the purpose of retirement in the Coast Guard, of any person of the former Lighthouse Service commissioned, appointed, or enlisted in the Coast Guard, there shall be included all service computable for retirement under the provisions of section 763 of title 33; and after July 1, 1948, in computing longevity for the purpose of pay of such person there shall be included all service of such person in the Lighthouse Service.

Post, p. 1026.

(e) No person so commissioned, appointed, or enlisted in the Coast Guard shall suffer any reduction in the total of the annual compensation and allowances which he was receiving on the date of his commission, appointment, or enlistment. Upon his retirement from active duty in the Coast Guard, the retired pay of any person so commissioned, appointed, or enlisted, shall not be less than an annuity computed in accordance with the provisions of section 763 of title 33, substituting, however, for purposes of such computation, the annual compensation which he was receiving on the date of his commission, appointment, or enlistment in the Coast Guard for the average annual pay received by him for the last five years of service.

Post, p. 1026.

(f) Notwithstanding any other provision of law, the civil service classification laws and titles II and III of the Federal Employees Pay Act of 1945 shall not apply to civilian keepers of lighthouses and to civilians employed on lightships and other vessels of the Coast Guard.

59 Stat. 296, 298.
5 U. S. C. §§ 911-913,
921, 922; Supp. II, § 922
note.

(g) Under regulations prescribed by the Secretary of the Treasury, the Coast Guard may prescribe the hours of duty and the pay of civilian keepers of lighthouses and civilians employed on lightships and other vessels of the Coast Guard, but such personnel may be called upon for duty in emergency circumstances or otherwise at any time or all times. The existing system governing the pay of such employees may be continued or changed except that overtime compensation, night differential, and extra pay for duty on holidays shall not be paid to such employees. In lieu thereof additional annual compensation

may be authorized, which may be prescribed either as a fixed differential or as a percentage of the basic compensation otherwise applicable to such employees. In no case shall basic compensation exceed \$3,750 per annum, except that nothing contained in this subsection shall operate to decrease the basic compensation of any person employed by the Coast Guard on the date of enactment of this subsection, and in no case shall additions thereto exceed 25 per centum of such basic compensation. Provision may be made for compensatory absence from duty when conditions of employment result in confinement because of isolation or in long periods of continuous duty; and provisions may likewise be made for extra allowance for service outside of the continental limits of the United States.

The additional compensation authorized herein shall be included in any computation of compensation for purposes of the Lighthouse Service Retirement Act.

40 Stat. 608.
33 U. S. C. §§ 763-765.
Post, pp. 563, 1026.

§ 433. Personnel of former Bureau of Marine Inspection and Navigation and Bureau of Customs

Ante, p. 497.

(a) Included in the two thousand two hundred and fifty commissioned officers authorized by section 42 of this title shall be four hundred and fifty-three extra numbers to which the President is authorized to appoint only the personnel of the former Bureau of Marine Inspection and Navigation and Bureau of Customs who on March 1, 1942, held the civil service rating of CAF-9 or P-3, or above. In the event that any person from among the personnel eligible to fill such extra numbers does not qualify, or who, being qualified does not accept a commission, the extra numbers not so filled shall be reserved pending the separation of such persons from the Coast Guard by retirement, transfer, resignation, death, or other cause. Upon such separation, each vacancy so reserved, and each vacancy created by the unavailability for appointment of such personnel, or by the retirement, resignation, death, or other separation from the active military service of the Coast Guard of such personnel, shall increase by one the authorized number of line officers, and decrease by one the authorized number of extra numbers.

(b) Any person commissioned from the personnel of the former Bureau of Marine Inspection and Navigation and Bureau of Customs who on March 1, 1942 held civil service rating of CAF-9 or P-3, or above, shall be an extra number in any rank to which he may be promoted. He shall be eligible for promotion, if otherwise qualified, at such time as the regular line officer who is his running mate becomes eligible for promotion, and shall be examined only with respect to those qualifications which pertain to his specialty.

(c) No personnel of the former Bureau of Marine Inspection and Navigation and Bureau of Customs who were transferred from those bureaus to the Coast Guard by Executive Order 9083 and by Reorganization Plan Numbered 3, effective July 16, 1946, shall be required to undergo further professional, physical, or mental examinations as a prerequisite to original commissioning, appointment, or enlistment, and the physical standards for such personnel while serving in the Regular Coast Guard shall not be greater than those applicable generally to civilian employees under civil-service laws and regulations.

(d) Any personnel of the former Bureau of Marine Inspection and Navigation and Bureau of Customs transferred from those bureaus to the Coast Guard by Executive Order 9083 and by Reorganization Plan Numbered 3, effective July 16, 1946, who enlist in the Coast Guard shall be subject to the provisions of subsection (c), and (e)-(h) of this section.

(e) Accrued military leave of any personnel of the former Bureau of Marine Inspection and Bureau of Customs transferred from those

50 U. S. C. app. § 601
note.
60 Stat. 1097.
5 U. S. C. § 133y-16
note.

50 U. S. C. app. § 601
note.
60 Stat. 1097.
5 U. S. C. § 133y-16
note.

Accrued military
leave.

bureaus to the Coast Guard by Executive Order 9083 and by Reorganization Plan Numbered 3, effective July 16, 1946, who are members of the Coast Guard Reserve or the Naval Reserve on active duty, and who are commissioned, appointed, or enlisted, shall be credited to them upon such commissioning, appointment, or enlistment.

(f) In computing length of service for purposes of retirement of personnel of the former Bureau of Marine Inspection and Navigation and Bureau of Customs transferred from those bureaus to the Coast Guard by Executive Order 9083 and by Reorganization Plan Numbered 3, effective July 16, 1946, who are commissioned, appointed, or enlisted, there shall be included, in addition to all service now or hereafter creditable by law, all service as a civilian employee of the United States within the purview of sections 691, 693, 698, 707, 709–715, 716–719, 720–725, 727–729, 730, 731, and 733 of title 5, such service to be classified as commissioned, warrant, or enlisted depending upon which status the person assumes upon his entry into the Regular Coast Guard. Service covering the same period shall not be counted more than once.

(g) Any such person shall not be entitled to any retirement benefits under any laws relating to the retirement of civilian personnel of the Federal Government, but shall be entitled upon claim therefor to a return of the total contributions made by him to the retirement fund with interest thereon and, in addition, to eligibility for retirement benefits provided by law for members of the Regular Coast Guard, he shall, if his total service in the Federal Government, civil plus military, is fifteen years or over, be entitled, upon reaching the statutory retirement age for military personnel of the Regular Coast Guard, to retirement pay amounting to 75 per centum of his active-duty pay at the time of such retirement; and, in the administration of applicable laws for physical disability retirement, a disability shall be deemed to have been incurred incident to Coast Guard service if the cause of such disability is not due to vicious habits, intemperance, or misconduct.

(h) No personnel of the former Bureau of Marine Inspection and Navigation and Bureau of Customs transferred from those bureaus to the Coast Guard by Executive Order 9083 and by Reorganization Plan Numbered 3, effective July 16, 1946, who are commissioned, appointed, or enlisted in the Coast Guard shall suffer any reduction in annual compensation, including allowances, below the compensation applicable to his permanent civil-service position at the time of such commissioning, appointment, or enlistment, exclusive of overtime compensation, and the civil-service status, tenure, seniority, and compensation of any such person who for any reason is not commissioned, appointed, or enlisted under the provisions of said sections shall not be impaired by reason of said sections.

50 U. S. C. app. § 601
note.
60 Stat. 1097.
5 U. S. C. § 133y-16
note.

Post, p. 698.

50 U. S. C. app. § 601
note.
60 Stat. 1097.
5 U. S. C. § 133y-16
note.

5 U. S. C., Supp.
II § 691 *et seq.*
Ante, pp. 475, 476,
490; *post*, pp. 577, 609,
621, 663, 699, 704, 884.

50 U. S. C. app. § 601
note.
60 Stat. 1097.
5 U. S. C. § 133y-16
note.

CHAPTER 13—PAY, ALLOWANCES, AWARDS, AND OTHER RIGHTS AND BENEFITS

Sec.

461. Pay and allowances.

462. Pay and allowances of rear admirals.

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§ 461. Pay and allowances

Commissioned officers, commissioned warrant officers, cadets, warrant officers, and enlisted persons shall, except as otherwise provided by law, receive the same pay, allowances, increases, additions, and gratuities as prescribed for corresponding ranks, grades, or ratings for personnel of the Navy, including any extra pay and allowances for special duty.

§ 462. Pay and allowances of rear admirals

The number of rear admirals on the active list entitled to the pay and allowances provided by law for rear admirals of the upper half, exclusive of those whose pay and allowances are specifically provided by this or any other law to be the pay and allowances of the upper half, shall be one-half of the number of officers on the active list of that rank. Where the division results in an odd number, the odd number shall be placed in the upper half. No officer who has or may become entitled to the pay and allowances of a rear admiral of the upper half shall suffer a reduction of his pay and allowances solely by reason of the fact that the number of rear admirals may for any reason be reduced.

§ 463. Continuation of additional pay

Officers and enlisted men of the Coast Guard who are awarded any Navy medal or insignia of honor which carries with it any additional

pay shall not be deprived of such additional pay when the Coast Guard is in the Treasury Department, whether or not their service has been continuous subsequent to such award.

§ 464. Allotment of pay

Officers and enlisted men, under regulations prescribed by the Secretary, may make allotments from their pay and allowances.

§ 465. Advances to officers ordered to and from sea or shore duty beyond the seas

Advances of pay not to exceed three months' pay in any one case may be made to officers ordered to and from sea duty and to and from shore duty beyond the seas, under regulations prescribed by the Secretary. The Commandant may direct such advances as he deems necessary and proper to persons in the Coast Guard employed on distant stations where the discharge of the pay and emoluments to which they are entitled cannot be regularly effected.

§ 466. Settlement of accounts of deceased officers and men

In the settlement of the accounts of deceased officers or enlisted persons, where no demand is presented by a duly appointed legal representative of the estate, the accounting officers may allow the amount found due to the decedent's widow, widower, or legal heirs in the following order of precedence: first, to the widow or widower; second, if decedent left no widow or widower, or the widow or widower is dead at the time of settlement, then to the children or their issue, per stirpes; third, if no widow, widower, or descendants, then to the father and mother in equal parts; fourth, if either the father or mother is dead, then to the one surviving; fifth, if there is no widow, widower, child, father, or mother, at the date of settlement, then to the brothers and sisters and children of deceased brothers and sisters, per stirpes. This section shall not be so construed as to prevent payment from the amount due the decedent's estate of funeral expenses, provided a claim therefor is presented by the person or persons who actually paid the same before settlement by the accounting officers.

§ 467. Computation of length of service

In computing length of service of officers and enlisted personnel for any purpose all creditable service in the Army, Navy, Marine Corps, Air Force, Coast Guard, Revenue Cutter Service, and Life Saving Service shall be included in addition to any other creditable service authorized by any other law.

§ 468. Procurement of personnel

The Coast Guard may make expenditures as necessary in order to obtain recruits for the Service and cadet applicants, including advertising.

§ 469. Training

The Coast Guard may make expenditures for the training of personnel, including books, school supplies, correspondence courses, motion picture equipment, and other equipment for instructional purposes.

§ 470. Special instruction at universities

Coast Guard personnel may be assigned for special instruction at private or state colleges or universities, and their expenses, including tuition, books, laboratory equipment and fees, and school supplies, may be defrayed by the Coast Guard.

§ 471. Attendance at professional meetings

Coast Guard personnel may be directed to attend meetings of technical, professional, scientific, and other similar organizations and may be reimbursed for expenses thereby incurred at the rates authorized by law.

§ 472. Travel allowance to enlisted men on discharge

The provisions of law authorizing travel allowances to enlisted men of the Navy upon discharge shall apply to enlisted men of the Coast Guard upon discharge, in the same manner, to the same extent, and under the same conditions.

§ 473. Allowances to underage discharged persons

The Secretary, under regulations prescribed by him, may discharge from the Coast Guard, with pay and allowances and discharge certificate found appropriate for their service after enlistment, enlisted persons who have secured enlistment by reason of false statement of age on their applications for enlistment and have therefore been enlisted while under the minimum statutory or administrative age limit. When so discharged or released such enlisted persons shall be furnished transportation in kind and subsistence from the place of discharge to their home.

§ 474. Compensation for travel tolls and fares

Coast Guard personnel may be directed to secure transportation necessary in conducting official Government business within the limits of their duty stations, and expenses incurred thereby for train, bus, streetcar, ferry, bridge, and similar fares and tolls may be defrayed by the Coast Guard, or the personnel so directed may be reimbursed for such expenses.

§ 475. Hiring of quarters for personnel

Where sufficient quarters are not possessed by the United States, the Commandant may hire quarters for personnel, including personnel on sea duty at such times as they may be deprived of their quarters on board ship due to repairs or other conditions which may render them uninhabitable. Such accommodations shall not be available for occupancy by the dependents of such personnel.

§ 476. Contingent expenses

The Commandant may expend for contingencies of the Coast Guard a sum not to exceed \$7,500 in any one fiscal year. The Commandant may authorize the Superintendent of the Academy to expend not to exceed \$2,500 of this amount for contingencies of the Academy.

§ 477. Equipment to prevent accidents

The Coast Guard may make such expenditures as are deemed appropriate for promotion and maintenance of the safety and occupational health of, and the prevention of accidents affecting, personnel of the Coast Guard, including the purchase of clothing, equipment, and other materials necessary thereto.

§ 478. Rations or commutation therefor in money

(a) Enlisted men of the Coast Guard, civilian officers and civilian crews of vessels, and working parties in the field shall be allowed a ration or commutation thereof in money, in such amount and under limitations and regulations prescribed by the Secretary.

(b) Money for commuted rations shall be paid, under such regulations as the Secretary shall prescribe, on proper vouchers or pay

rolls, to persons entitled to receive it, or to the officers designated by the Commandant to administer the financial affairs of the messes in which such persons may be subsisted.

(c) Money paid for commuted rations to the designated officer may be deposited in general or limited depositories of public money or in any bank in which deposits are insured. Such funds shall be expended and accounted for under such regulations as the Secretary shall prescribe.

(d) Nothing contained in this section shall be construed as modifying or changing in any manner the provisions of law pertaining to subsistence allowances for enlisted men, but no ration or commutation thereof shall be allowed a person receiving a subsistence allowance.

§ 479. Sales of ration supplies to messes

Ration supplies may be purchased by the cabin, wardroom, warrant officers', and other authorized messes and payment therefor made in cash to the commissary officer. The prices to be charged for such supplies shall not be less than the invoice prices, and the cash received from such sales shall be accounted for on the ration return and may be expended for the general mess.

§ 480. Flight rations

There may be furnished to officers, enlisted men, and civilian employees, while actually engaged in flight operations, an aircraft flight ration in kind, chargeable to the proper Coast Guard appropriation, which flight ration shall be supplementary to any ration or subsistence allowance now granted to such personnel. No part of an aircraft flight ration shall be furnished without cost to any person in a travel status or to any person to whom a per diem allowance is granted in lieu of actual subsistence.

§ 481. Payments at time of discharge for good of service

Enlisted men discharged by dishonorable discharge, bad-conduct discharge, or any other discharge for the good of the service, may, upon discharge, be paid a sum not to exceed \$25. The sum paid shall be fixed by and in the discretion of the Commandant, and shall be paid only in cases where the person so discharged would otherwise be without funds to meet his immediate needs.

§ 482. Clothing at time of discharge for good of service

Enlisted men discharged for bad conduct, undesirability, unsuitability, or inaptitude may be furnished civilian clothing, including an overcoat when necessary, the cost of such furnished clothing not to exceed \$30, per person.

§ 483. Right to wear uniform

When authorized by and in accordance with applicable regulations:

(a) any commissioned officer, warrant officer, or enlisted man who has served honorably in the Coast Guard during war shall when not in active service, whether or not on the retired list, be entitled to bear the official title and upon occasions of ceremony to wear the uniform of the highest rank or rating held by him during his war service, and

(b) any commissioned officer, warrant officer, or enlisted man on the retired list shall be entitled to wear the uniform of his rank or rating.

§ 484. Protection of uniform

The provisions of law relating to the protection of the uniform of the United States Army, Navy, or Marine Corps shall apply to the

protection of the uniform of the Coast Guard, in the same manner, to the same extent, and under the same conditions.

§ 485. Clothing for officers and enlisted personnel

(a) The Coast Guard may purchase uniforms, accouterments, and related equipment for sale to officer personnel and cadets of the Coast Guard.

(b) The Coast Guard may purchase uniform clothing for sale to enlisted personnel of the Coast Guard. The actual cost of the clothing thus sold to enlisted personnel may be withheld from their pay.

(c) The Coast Guard may purchase uniform clothing for distribution to enlisted personnel of the Coast Guard pursuant to law, or to pay to such enlisted personnel a cash clothing allowance pursuant to law.

§ 486. Clothing for destitute shipwrecked persons

The Coast Guard may furnish clothing and subsistence to destitute shipwrecked persons, and the Coast Guard may reimburse, in cash or in kind, Coast Guard personnel who furnish clothing and subsistence to destitute shipwrecked persons.

§ 487. Procurement and sale of stores to officers, enlisted men, and civilian employees

Such stores as the Secretary may designate may be procured and sold to officers and enlisted men of the Coast Guard, and to the widows of such officers and enlisted men. Such designated stores may also be procured and sold to civilian officers and employees of the United States, and to such other persons as may be specifically authorized by the Secretary, at Coast Guard stations and other units beyond the continental limits of the United States or in Alaska.

§ 488. Advancement of public funds to personnel

The Commandant, under regulations prescribed by the Secretary, may advance public funds to personnel when required to meet expenses of officers and men detailed on emergency shore duty. Funds so advanced shall not exceed a reasonable estimate of the actual expenditures to be made and for which reimbursement is authorized by law.

§ 489. Death gratuity

The provisions of law relating to the payment of an additional amount of pay to the widow, children, or other dependent relative of an officer or enlisted person of the Regular Navy or Marine Corps upon official notification of the death of such officer or enlisted man shall apply in the same manner, to the same extent, and under the same conditions to officers and enlisted men of the Regular Coast Guard. The authority and duty vested in the Secretary of the Navy by such provisions of law shall be exercised by the Secretary of the Treasury in the application and administration of such laws to the Coast Guard when it is in the Treasury Department.

§ 490. Settlement of claims of military and civilian personnel

(a) The Secretary, and such other officer as he designates for such purposes and under regulations prescribed by him, may consider, ascertain, adjust, determine, settle, and pay any claim against the United States, including claims not heretofore satisfied arising on or after December 7, 1939, of military personnel and civilian employees of the Coast Guard, when such claim is substantiated, and the property determined to be reasonable, useful, necessary or proper under the attendant circumstances, in such manner as the Secretary may by regulations prescribe, for damage to or loss, destruction, capture, or

abandonment of personal property occurring incident to their service, or to replace such personal property in kind, if the damage to or loss, destruction, capture, or abandonment of property shall not have been caused in whole or in part by any negligence or wrongful act on the part of the claimant, his agent, or employee, and shall not have occurred at quarters occupied by the claimant within the continental United States, excluding Alaska, which are not assigned to him or otherwise provided in kind by the Government.

(b) No claim shall be settled under this section unless presented in writing within one year after the accident or incident out of which such claim arises shall have occurred, if such accident or incident occurs in time of war, or if war intervenes within one year after its occurrence, any claim may, on good cause shown, be presented within one year after termination of the war.

Time limitation.

(c) Any such settlement made by the Secretary, or his designee, under the authority of this section and such regulations as he may prescribe hereunder, shall be final and conclusive for all purposes, notwithstanding any other provision of law to the contrary.

(d) Such appropriations as may be required for the settlement of claims under the provisions of this section are authorized. Coast Guard appropriations shall be available for the settlement of claims by the Secretary or his designee under the provisions of this section.

§ 491. Medal of honor

The President may present, in the name of Congress, a medal of honor to any person who, while in the service of the Coast Guard, in action involving actual conflict with the enemy, or in the line of his profession, distinguishes himself conspicuously by gallantry and intrepidity at the risk of his life above and beyond the call of duty and without detriment to the mission of his command or to the command to which attached. The design of this medal shall be the same as that of the Navy medal of honor.

§ 492. Distinguished service medal

The President may present, but not in the name of Congress, a distinguished service medal of appropriate design, with accompanying ribbon, together with a rosette or other device, to be worn in lieu thereof, to any person who, while serving in any capacity with the Coast Guard, distinguishes himself by exceptionally meritorious service to the Government in a duty of great responsibility.

§ 493. Coast Guard medal

The President may present, but not in the name of Congress, a medal to be known as the Coast Guard medal, of appropriate design, with accompanying ribbon, together with a rosette or other device to be worn in lieu thereof, to any person who, while serving in any capacity with the Coast Guard, distinguishes himself by heroism not involving actual conflict with an enemy.

§ 494. Insignia for additional awards

No more than one medal of honor, distinguished service medal, or one Coast Guard medal shall be issued to any one person; but for each succeeding deed or service sufficient to justify the awarding of a medal of honor, distinguished service medal, or Coast Guard medal, the President may award a suitable emblem or insignia to be worn with the decoration and a corresponding rosette or other device.

§ 495. Additional pay for holders of medals

Each enlisted man in the Coast Guard who is awarded a medal of honor, a distinguished service medal, or a Coast Guard medal shall be

entitled to additional pay at the rate of \$2 per month from the date of the deed or service for which the award is made, and each emblem or insignia in lieu of a medal of honor, a distinguished service medal, or a Coast Guard medal shall entitle him to further additional pay at the rate of \$2 per month from the date of the deed or service for which such award is made, and such additional pay shall continue throughout his active service, whether such service shall or shall not be continuous.

§ 496. Time limit on award; report concerning deed

No medal of honor, distinguished service medal, Coast Guard medal, or emblem or insignia in lieu thereof shall be issued to any person after more than five years from the date of the deed or service justifying the awarding thereof, nor unless a specific statement or report distinctly setting forth the deed or service and suggesting or recommending official recognition thereof shall have been made by his superior through official channels at the time of the deed or service or within one year after the deed or termination of the service.

§ 497. Honorable subsequent service as condition to award

No medal of honor, distinguished service medal, Coast Guard medal, or emblem, or insignia in lieu thereof shall be awarded or presented to any individual, or to the representative of any individual, whose entire service subsequent to the time he distinguished himself shall not in the opinion of the Commandant have been honorable.

§ 498. Posthumous awards

In case an individual who distinguishes himself dies before the making of any award to which he may be entitled, as authorized in this chapter, the award may be made and presented within five years from the date of the act or service justifying the award to such next of kin as may have been designated by the individual, or in the absence of such designation, or if the designated person is not alive at the time of the award, or the relationship between such person and the serviceman shall have been terminated before his death, then to such representative as the President designates. In the event of a posthumous award when the award will be made to the parents of the deceased and the parents have been divorced or separated, a duplicate award may be made to each parent.

§ 499. Delegation of powers to make awards; rules and regulations

The President may delegate to the Secretary, under such conditions, regulations, and limitations as he prescribes, the powers conferred upon him to make the awards designated in this chapter, and the President may make any and all rules, regulations, and orders which he deems necessary in the conferring of such awards.

§ 500. Life-saving medals

(a) The Secretary of the Treasury may, under regulations prescribed by him, award a Life-saving medal of gold or silver to any person, including personnel of the Coast Guard, who rescues or endeavors to rescue any other person from drowning, shipwreck, or other peril of the water in accordance with the following provisions:

(1) if such rescue or attempted rescue is made at the risk of one's own life and evidences extreme and heroic daring, the medal shall be of gold;

(2) if such rescue or attempted rescue is not sufficiently distinguished to deserve the medal of gold, but evidences the exercise of such signal exertion as to merit recognition, the medal shall be of silver.

(b) In order for a person to be eligible for the Life-saving Medals the rescue or attempted rescue must take place in waters within the United States or subject to the jurisdiction thereof, or if the rescue or attempted rescue takes place outside such waters, one or the other of the parties must be a citizen of the United States or from a vessel or aircraft owned or operated by citizens of the United States.

(c) No person shall receive more than one gold medal and one silver medal; but any person who has received or may hereafter receive a gold or silver medal and who again performs an act which would entitle him to receive another medal of the same class may be awarded, in lieu of a second medal of the same class, a gold or silver bar, as the case may be, to be worn with the medal already bestowed, and for every such additional act, an additional bar may be awarded. Medals and bars in lieu thereof, authorized by this subsection, may be awarded posthumously.

Limitation on number.

§ 501. Replacement of medals

In those cases where a medal, or a bar, emblem, or insignia in lieu thereof, awarded pursuant to this chapter has been lost, destroyed, or rendered unfit for use without fault or neglect on the part of the person to whom it was awarded, such medal, or bar, emblem, or insignia in lieu thereof, shall be replaced without charge, or, in the discretion of the Secretary, upon condition that the Government is reimbursed for the cost thereof.

§ 502. Award of other medals

Coast Guard personnel, notwithstanding the provisions of this chapter, may be awarded medals, bars, emblems, or insignia to which such personnel may be entitled under other provisions of law.

§ 503. Awards and insignia for excellence in service or conduct

The Coast Guard may award trophies, badges, and cash prizes to Coast Guard personnel or groups thereof, including personnel of the reserve components thereof whether or not on active duty, for excellence in accomplishments related to Coast Guard service, to incur such expenses as may be necessary to enter such personnel in competitions, and to provide badges or buttons in recognition of special service, good conduct, and discharge under conditions other than dishonorable.

§ 504. Disposition of remains of personnel

The provisions of law relating to the disposition of the remains of military personnel of the Navy and Marine Corps and certain civilian employees of the Navy shall apply to military personnel and certain civilian employees of the Coast Guard in the same manner, to the same extent, and under the same conditions. The authority and duty vested in the Secretary of the Navy by such provisions of law shall be exercised by the Secretary of the Treasury in the application and administration of such laws to the Coast Guard when it is in the Treasury Department.

§ 505. Escorts for deceased officers and enlisted men

The Secretary may furnish one person as an escort to the place of burial for the body of an officer or enlisted man who has lost his life in the Coast Guard.

§ 506. Issue of national flag free of cost

The Commandant may issue free of cost the national flag (United States ensign number 7), used for draping the coffin of any officer or enlisted man whose death occurs while in the service of the Coast Guard, upon request, to the relatives of the deceased officer or enlisted

man, or, upon request, to a school, patriotic order, or society of which the deceased officer or enlisted man was a member.

§ 507. Disposition of effects of decedents

All moneys, articles of value, papers, keepsakes, and other similar effects belonging to deceased persons in the Coast Guard, not claimed by their legal heirs or next of kin, shall be deposited in safe custody, and if any such moneys, articles of value, papers, keepsakes, or other similar effects so deposited have been, or shall hereafter be, unclaimed for a period of two years from the date of the death of such person, such articles and effects shall be sold and the proceeds thereof, together with the moneys above mentioned, shall be deposited in the Treasury as miscellaneous receipts. The Secretary shall make diligent inquiry in every instance after the death of such person to ascertain the whereabouts of his heirs or next of kin, and prescribe necessary regulations to carry out the foregoing provisions. Claims may be presented hereunder at any time within five years after such moneys or proceeds have been so deposited in the Treasury, and, when supported by competent proof in any case after such deposit in the Treasury, shall be certified to Congress for consideration.

CHAPTER 15—DISCIPLINE AND RELATED MATTERS

Sec.

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§ 561. Commanding officer's punishments

No commanding officer shall inflict upon a commissioned or warrant officer under his command any other punishment than private reprimand, suspension from duty, arrest, or confinement; and such suspension, arrest, or confinement shall not continue longer than ten days, unless a further period is necessary to bring the offender to trial; nor shall he inflict or cause to be inflicted upon any other person under his command for a single offense, or at any one time, any other punishment than one of the following punishments, namely:

(a) reduction of any rating established by himself;

(b) confinement, not exceeding ten days, unless further confinement be necessary in the case of a prisoner to be tried by a court-martial;

(c) solitary confinement on bread and water not exceeding five days;

- (d) solitary confinement not exceeding seven days;
- (e) deprivation of liberty on shore for a period not exceeding thirty days;
- (f) forfeiture of two days' pay for each day of unauthorized absence not in excess of five days; and
- (g) extra police duties.

No other punishment shall be imposed except by sentence of a court-martial. All punishments inflicted by a commanding officer or by his order, except reprimand, shall be entered upon the log of the vessel or unit concerned.

§ 562. Deck courts: authority to convene; composition; punishments; effective date of sentence

(a) Deck courts, consisting of one commissioned officer, may be ordered upon enlisted persons in the service under his command by the commanding officer of any vessel or unit, if the commanding officer is a commissioned officer, for the trial of minor offenses; and said courts shall, under regulations approved by the Secretary of the Treasury, be governed in their organization and procedure substantially in accordance with deck courts of the Navy.

(b) Deck courts may sentence enlisted persons to either a part or the whole, as may be appropriate, of any one of the following punishments, namely:

- (1) confinement not exceeding twenty days;
- (2) solitary confinement not exceeding twenty days;
- (3) solitary confinement not exceeding twenty days, on bread and water, or on diminished rations;
- (4) reduction to next inferior rating;
- (5) deprivation of liberty on shore for a period not exceeding two months; and
- (6) extra police duties not to exceed three months and loss of pay not to exceed twenty days.

Extra police duties and loss of pay within the limits prescribed may be added to any one of the first five punishments enumerated above.

(c) No sentence of a deck court shall be carried into effect until approved by the officer ordering the court or his successor in office.

§ 563. Summary courts-martial: authority to convene; composition; punishments; effective date of sentence

(a) Summary courts-martial, consisting of three commissioned officers not below the grade of ensign as members and of a recorder, may be ordered upon enlisted persons in the service under his command by the commanding officer of any vessel or unit, if the commanding officer is a commissioned officer, for the trial of offenses which such commanding officer deems deserving of greater punishment than he or a deck court may inflict, but not sufficient to require trial by general courts-martial. Such courts-martial shall, under regulations approved by the Secretary of the Treasury, be governed in their organization and procedure substantially in accordance with summary courts-martial of the Navy.

(b) Summary courts-martial may sentence enlisted persons to either a part or the whole, as may be appropriate, of any one of the following punishments, namely:

- (1) discharge from the service with a bad conduct discharge, but the sentence shall not be carried into effect in a foreign country;
- (2) confinement not exceeding two months;

- (3) solitary confinement not exceeding thirty days;
- (4) solitary confinement, not exceeding thirty days, on bread and water or on diminished rations;
- (5) reduction to the next inferior rating;
- (6) deprivation of liberty on shore for a period not exceeding three months; and
- (7) extra police duty and loss of pay not to exceed three months.

Extra police duties and loss of pay within the limitations prescribed may be added to any one of the first six punishments enumerated above.

(c) No sentence of a summary court-martial shall be carried into execution until the proceedings and sentence are approved by the Secretary.

§ 564. General courts-martial: authority to convene; composition; punishment; effective date of sentence

(a) General courts-martial may be convened by the Secretary of the Treasury, by the Commandant, or by such officers as may be specifically empowered by the Secretary of the Treasury or by the Commandant. Such courts shall consist of not less than five nor more than nine commissioned officers and of a judge advocate and shall, under regulations approved by the Secretary of the Treasury, be governed in their organization and procedure substantially in accordance with general courts-martial of the Navy.

(b) General courts-martial may sentence a commissioned or warrant officer to any of the following punishments, namely:

- (1) dismissal from the service;
- (2) suspension from duty for a period of two years or any part thereof upon reduced pay which shall in no case be less than one-half nor more than three-fourths of the duty pay of such officer;
- (3) reduction of grade;
- (4) loss of numbers;
- (5) imprisonment for a period not to exceed 5 years; and
- (6) official reprimand.

(c) General courts-martial may sentence any person in the Coast Guard other than a commissioned or warrant officer either to a part or the whole, as may be appropriate, of any one of the following punishments, namely:

- (1) dishonorable discharge;
- (2) imprisonment for a period not to exceed five years and forfeiture of any pay that may accrue during the period of imprisonment, and any sentence of imprisonment shall include reduction to the rating of apprentice seaman; and
- (3) any sentence which a summary court-martial is authorized to inflict.

(d) No sentence of a general court-martial shall be carried into execution until the proceedings and sentence are approved by the Secretary, and no sentence of a court-martial extending to the dismissal of a commissioned officer shall be carried into execution until the proceedings and sentence are approved by the President of the United States.

§ 565. Public Health Service officers as court members

Any commissioned officer of the Public Health Service on active duty with the Coast Guard may serve on Coast Guard courts-martial, but in no circumstance shall more than one-third of the membership of a court-martial consist of officers of the Public Health Service.

§ 566. Reviewing authorities

(a) The officer ordering a court, and his immediate superior in command, if any, in the case of a summary court-martial, or his successor in office, may set aside the proceedings or remit or mitigate, in whole or in part, but not commute, the sentence of such court.

(b) The Secretary of the Treasury may set aside the proceedings, or remit or mitigate in whole or in part, but not commute, the sentence imposed by any court convened by his order or by that of any officer.

§ 567. Jurisdiction of offenses

The jurisdiction of Coast Guard courts shall extend to the following offenses, namely:

- absence after leave has expired;
- absence without leave;
- aiding or inducing others to desert;
- aiding the escape of a person under arrest;
- assaulting another person in the Coast Guard;
- breaking arrest;
- bribery;
- conduct to the prejudice of good order and discipline;
- conduct unbecoming an officer and a gentleman;
- conspiracy;
- cruelty toward, or oppression or maltreatment of, a subordinate person in the Coast Guard;
- culpable inefficiency in the performance of duty;
- desertion;
- destroying or damaging public or private property;
- disobeying the lawful order of a superior officer;
- disorderly conduct;
- disrespect to a superior officer;
- drunkenness;
- embezzlement;
- endangering the lives of others through carelessness;
- extortion;
- failure to apprehend offenders;
- falsehood;
- false imprisonment;
- forgery;
- fraudulent enlistment;
- gambling;
- leaving station before being regularly relieved;
- making a false muster;
- making a mutiny;
- malingering;
- maltreatment of a person in the Coast Guard;
- manslaughter;
- misappropriating mess or welfare funds;
- misappropriating or applying to his own use property or money of the United States intended for the Coast Guard;
- neglect of duty;
- negligent handling of firearms;
- negligent operation of a vehicle;
- perjury;
- presenting, or causing to be presented, for approval or payment, a claim against the United States, knowing such claim to be false or fraudulent;
- receiving stolen property;
- resisting arrest;

scandalous conduct tending to the destruction of good morals;
 sleeping on watch;
 smuggling liquor on board a vessel of the Government;
 striking another person in the Coast Guard;
 striking or assaulting a superior officer;
 suffering a vessel of the Coast Guard to be stranded or run upon
 a rock or shoal or improperly hazarded through inattention or
 negligence;
 theft;
 unauthorized use of a vehicle;
 using profane, abusive, obscene, or threatening language; and
 violation of a lawful order or regulation issued by the Secretary
 of the Treasury, or the Commandant.

§ 568. Limitations

(a) Except as provided in this section, no person shall be tried by a Coast Guard court or otherwise punished for any offense which appears to have been committed more than two years before the issuance of the order for such trial or punishment, unless by reason of having absented himself or of some other manifest impediment he shall not have been amenable to justice within that period.

(b) No person shall be tried by a Coast Guard court or otherwise punished for desertion in time of peace committed more than two years before the issuance of the order for such trial or punishment, unless he shall meanwhile have absented himself from the United States or by reason of some other manifest impediment shall not have been amenable to justice within that period, in which case the time of his absence shall be excluded in computing the period of the limitation. In no event shall the period of limitation begin until the end of the term for which such person was enlisted in the service.

§ 569. Trial by civil authorities; offenses against United States

(a) For offenses against the laws of the United States other than those specified in section 567 of this title, offenders shall be turned over to the civil authorities for trial.

(b) The jurisdiction conferred by this chapter for the punishment of offenses shall not be regarded as exclusive, but offenders may, in the discretion of the Secretary of the Treasury, be turned over to the civil authorities for trial by any court having jurisdiction of the offense.

§ 570. Designation of Federal prison

The Secretary of the Treasury may designate, as the place of execution of the sentence of a Coast Guard court involving imprisonment, any prison or penitentiary that receives Federal prisoners.

§ 571. Treasury and Navy Department jurisdiction

In the initiation, prosecution, and completion of disciplinary action, including remission and mitigation of punishments for any offense committed by any officer or enlisted person of the Coast Guard, the department having jurisdiction of the person of the offender at the time the first report of a violation is made shall have jurisdiction to carry the prosecution through to completion, and the proceedings, punishment, review, and serving of the sentence, shall be in accordance with the laws and regulations of that department, notwithstanding the fact that the Coast Guard may be transferred from one department to another after commission of the offense and before ultimate completion of any sentence imposed as the result of such violation.

§ 572. Courts of inquiry: authority to convene; composition; subpoenas; proceedings as evidence

(a) Courts of inquiry may be convened by the Secretary of the Treasury, by the Commandant, and by any officer of the Coast Guard authorized to convene general courts-martial. A court of inquiry shall consist of not more than three commissioned officers as members and of a judge advocate.

(b) Courts of inquiry may summon witnesses, administer oaths, and punish contempts in the same manner as general courts-martial, but they shall only state facts and shall not give their opinion unless expressly required so to do in the convening order.

(c) The proceedings of courts of inquiry shall be authenticated by the signature of the president of the court and of the judge advocate, and shall, in all cases not extending to the dismissal of a commissioned or warrant officer, be evidence before a general court-martial, provided oral testimony cannot be obtained.

§ 573. Contempts of court

Whenever any person refuses to give his evidence before a general court-martial or court of inquiry, or prevaricates, or behaves with contempt to the court, the court may imprison him for not more than two months. The person charged shall, at his own request, but not otherwise, be a competent witness before a general court or court of inquiry, and his failure to make such request shall not create any presumption against him.

§ 574. Subpoenas; penalties

(a) A general court-martial or court of inquiry may issue process to compel witnesses to appear and testify in the same manner as United States courts of criminal jurisdiction within the State, Territory, or District where such court-martial or court of inquiry is ordered to sit.

(b) Any person duly subpoenaed to appear as a witness before a general court-martial or court of inquiry, who willfully neglects or refuses to appear, or refuses to qualify as a witness or to testify or produce documentary evidence which such person may have been legally subpoenaed to produce, shall be deemed guilty of a misdemeanor, for which such person shall be punished on information in the district court of the United States; and the United States attorney shall, on the certification of the facts to him by such Coast Guard court-martial, file an information against and prosecute the person so offending, and the punishment of such person, on conviction, shall be a fine of not more than \$500, or imprisonment not to exceed six months, or both, at the discretion of the court. This subsection shall not apply to persons residing beyond the State, Territory, or District in which such Coast Guard court-martial is held, and the fees of such witness and his mileage at the rates provided for witnesses in the United States district court for said State, Territory, or District shall be duly paid or tendered said witness, such amounts to be paid by the Coast Guard. No witness shall be compelled to incriminate himself or to answer any question which may tend to incriminate or degrade him.

§ 575. Deserters: arrest of by civil authorities; penalties

(a) Any civil officer having authority to arrest offenders under the laws of the United States or of any State, Territory, or District, may arrest summarily a deserter from the Coast Guard and deliver him into the custody of Coast Guard authorities. The Commandant may, pursuant to applicable regulations, provide for reimbursement for the

transportation and other necessary expenses to effectuate such delivery.

(b) No person who is convicted by court-martial for desertion from the Coast Guard in time of war, and as the result of such conviction is dismissed or dishonorably discharged from the Coast Guard shall afterwards be enlisted, appointed, or commissioned in any military or naval service under the United States, unless the disability resulting from desertion, as established by this section, is removed by a board of commissioned officers of the Coast Guard convened for consideration of the case, and the action of the board is approved by the Secretary; or unless he is restored to duty in time of war.

§ 576. Prisoners: allowances to; transportation

(a) Persons confined in prisons in pursuance of the sentence of a Coast Guard court shall, during such confinement, be allowed a reasonable sum, not to exceed \$3 per month, for necessary prison expenses, and shall upon discharge be furnished with suitable civilian clothing and paid a gratuity, not to exceed \$25. Such allowance shall be made in amounts to be fixed by, and in the discretion of, the Secretary and only in cases where the prisoners so discharged would otherwise be unprovided with suitable clothing or without funds to meet their immediate needs.

(b) The Commandant may transport to their homes or places of enlistment, as he may designate, all discharged prisoners; the expense of such transportation shall be paid out of any money to the credit of prisoners when discharged.

CHAPTER 17—ADMINISTRATION

Sec.

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- 632. Functions and powers vested in the Commandant.
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- 649. Supplies and equipment from stock.
- 650. Coast Guard supply fund and supply account.
- 651. Annual report.
- 652. Removing restrictions.
- 653. Employment of draftsmen and engineers.

§ 631. Delegation of powers by the Secretary

The Secretary of the Treasury is authorized to confer or impose upon the Commandant of the Coast Guard any of the rights, privileges, powers, or duties, in respect to the administration of the Coast Guard, vested in or imposed upon the Secretary of the Treasury by this title or other provisions of law.

§ 632. Functions and powers vested in the Commandant

All powers and functions conferred upon the Coast Guard, or the Commandant, by or pursuant to this title or any other law shall, unless otherwise specifically stated, be executed by the Commandant subject to the general supervision of the Secretary. In order to execute the powers and functions vested in him, the Commandant may assign personnel of the Coast Guard to duty in the District of Columbia, elsewhere in the United States, in any territory of the United States, and in any foreign country, but such personnel shall not be assigned to duties in any foreign country without the consent of the government of that country; assign to such personnel such duties and authority as he deems necessary; and issue rules, orders, and instructions, not inconsistent with law, relating to the organization, internal administration, and personnel of the Coast Guard.

§ 633. Regulations

In addition to the authority conferred by other provisions of this title the Secretary may promulgate such regulations and orders as he deems appropriate to carry out the provisions of this title or any other law applicable to the Coast Guard.

§ 634. Officers holding certain offices

(a) Any officer, including any petty officer, may be designated by the Commandant as captain of the port or ports or adjacent high seas or waters over which the United States has jurisdiction, as the Commandant deems necessary to facilitate execution of Coast Guard duties.

(b) Commissioned officers may be appointed as United States Commissioners or United States Deputy Marshals in and for the territory of Alaska. Any such officer appointed as United States Commissioner in and for the territory of Alaska shall not be required to execute a bond for the faithful performance of his official duties as such Commissioner.

§ 635. Oaths required for boards

The members of a retiring board, selection board, examining board, and any other board authorized to be assembled pursuant to this title shall be sworn to discharge their duties honestly and impartially, the oath to be administered to the members by the President or other presiding officer of the board, and to him by the junior member or recorder.

§ 636. Administration of oaths

(a) Such commissioned and warrant officers of the Coast Guard as may be designated by the Commandant may, pursuant to rules prescribed by the Commandant, exercise the general powers of a notary public in the administration of oaths for the following purposes:

(1) execution, acknowledgment, and attestation of instruments and papers, oaths of allegiance in connection with recruiting, oaths in connection with courts and boards, and all other notarial acts in connection with the proper execution of Coast Guard functions;

(2) execution, acknowledgment, and attestation of instruments and papers, and all other notarial acts in time of war or national emergency; and

(3) execution, acknowledgment, and attestation of instruments and papers, and all other notarial acts in Alaska and places beyond the continental limits of the United States where the Coast Guard is serving.

(b) No fee of any character shall be charged by any commissioned or warrant officer for performing notarial acts. The signature and

indication of grade of any commissioned or warrant officer performing any notarial act shall be prima facie evidence of his authority.

§ 637. Stopping vessels; immunity of Coast Guard officer

(a) Whenever any vessel liable to seizure or examination does not bring-to, on being ordered to do so or on being chased by any Coast Guard vessel or aircraft which has displayed the ensign, pennant, or other identifying insignia prescribed for vessels or aircraft of the Coast Guard, the person in command or in charge of such Coast Guard vessel or such Coast Guard aircraft may, after a gun has been fired by the Coast Guard vessel or aircraft as a warning signal, fire at or into such vessel which does not bring-to.

(b) The person in command of such Coast Guard vessel or such Coast Guard aircraft and all persons acting by or under his direction shall be indemnified from any penalties or actions for damages for so doing. If any person is killed or wounded by such firing, and the person in command of the Coast Guard vessel or aircraft or any person acting pursuant to his orders is prosecuted or arrested therefor, he shall be forthwith admitted to bail.

§ 638. Coast Guard ensigns and pennants

(a) Coast Guard vessels and aircraft shall be distinguished from other vessels and aircraft by an ensign, pennant, or other identifying insignia of such design as prescribed by the Secretary. Such ensign, pennant, or other identifying insignia shall be displayed in accordance with regulations prescribed by the Secretary.

(b) No vessel or aircraft without authority shall carry, hoist, or display any ensign, pennant, or other identifying insignia prescribed for, or intended to resemble, any ensign, pennant, or other identifying insignia prescribed for Coast Guard vessels or aircraft. Every person violating this subsection shall be fined not more than \$5,000, or imprisoned for not more than two years, or both.

§ 639. Penalty for unauthorized use of words "Coast Guard"

No individual, association, partnership, or corporation shall use the combination of letters "USCG" or "USCGR", the words "Coast Guard," "United States Coast Guard," "Coast Guard Reserve," "United States Coast Guard Reserve," "Coast Guard Auxiliary," "United States Coast Guard Auxiliary," "Lighthouse Service," "Life Saving Service," or any combination or variation of such letters or words alone or with other letters or words, as the name under which he or it shall do business, for the purpose of trade, or by way of advertisement to induce the effect of leading the public to believe that any such individual, association, partnership, or corporation has any connection with the Coast Guard. No individual, association, partnership, or corporation shall falsely advertise, or otherwise represent falsely by any device whatsoever, that any project or business in which he or it is engaged, or product which he or it manufactures, deals in, or sells, has been in any way endorsed, authorized, or approved by the Coast Guard. Every person violating this section shall be fined not more than \$1,000, or imprisoned not more than one year, or both.

§ 640. Interchange of supplies between Army, Navy, and Coast Guard

The interchange, without compensation therefor, of military stores, supplies, and equipment of every character, including real estate owned by the Government, is authorized between the Army, Navy, and Coast Guard upon the request of the head of one service and with the approval of the head of the other service.

§ 641. Disposal of certain material

(a) The Commandant may dispose of, with or without charge, to the sea-scout service of the Boy Scouts of America, to any regularly organized flotilla or other organized unit of the Coast Guard Auxiliary, and to any public body or private organization not organized for profit having an interest therein for historical or other special reasons, such obsolete or other material as may not be needed for the Coast Guard.

(b) The Commandant may, under regulations prescribed by the Secretary, sell apparatus or equipment manufactured by or in use in the Coast Guard, which is not readily procurable in the open market. The money received from such sale shall be deposited in the Treasury to the credit of the current appropriation from which purchase of similar apparatus or equipment is authorized.

§ 642. Deposit of damage payments

Whenever an aid to navigation or other property belonging to the Coast Guard is damaged or destroyed by a private person, and such private person or his agent shall pay to the satisfaction of the proper official of the Coast Guard for the cost of repair or replacement of such property, the Commandant may accept and deposit such payments, through proper officers of the Fiscal Service, Treasury Department, in special deposit accounts in the Treasury, for payment therefrom to the person or persons repairing or replacing the damaged property and refundment of amounts collected in excess of the cost of the repairs or replacements concerned. In the event that repair or replacement of the damaged property is effected by the Coast Guard, the appropriations bearing the cost thereof and current at the time collection is made shall be reimbursed from the special deposit account.

§ 643. Rewards for apprehension of persons interfering with aids to navigation

The Coast Guard may offer and pay rewards for the apprehension and conviction, or for information helpful therein, of persons found interfering in violation of law with aids to navigation maintained by the Coast Guard; or for information leading to the discovery of missing Coast Guard property or to recovery thereof.

§ 644. Payment for the apprehension of stragglers

The Coast Guard may offer and pay rewards for the apprehension and delivery of deserters, stragglers, and prisoners.

§ 645. Settlement of claims incident to activities of the Coast Guard

(a) The Secretary and, subject to appeal to the Secretary, such other officer as he may designate for such purposes and under regulations prescribed by him, may consider, ascertain, adjust, determine, settle, and pay in an amount not in excess of \$1,000, where accepted by a claimant in full satisfaction and final settlement, any claim against the United States arising on or after May 27, 1941, when such claim is substantiated in such a manner as the Secretary may by regulations prescribe, for damage to or loss or destruction of property, real or personal, or for personal injury or death, caused by military personnel or civilian employees of the Coast Guard while acting within the scope of their employment (excluding claims cognizable under chapter 20 of Title 28), or otherwise incident to noncombat activities of the Coast Guard, including claims for damage to or loss or destruction

by criminal acts of registered or insured mail while in the possession of Coast Guard authorities, claims for damage to or loss or destruction of personal property bailed to the Government, and claims for damages to real property incident to the use and occupancy thereof, whether under a lease, express or implied, or otherwise. The provisions of this section shall not apply to claims for personal injury or death of military personnel or civilian employees of the Coast Guard if such injury or death occurs incident to their services. The provisions of this section shall not apply where the damage to or loss or destruction of property, or the personal injury or death, has been caused in whole or in part by any negligence or wrongful act on the part of the claimant, his agent, or employee. The amount allowed on account of personal injury or death shall be limited to reasonable medical, hospital, and burial expenses actually incurred, except that no payment shall be made to any claimant in reimbursement for medical or hospital services furnished at the expense of the United States nor, in the case of burial, of such portion of the expense thereof as may be otherwise paid by the United States.

Time limitation.

(b) No claim shall be settled under this section unless presented in writing within one year after the occurrence of the accident or incident out of which such claim arises unless it occurs in time of war, or war intervenes within one year after its occurrence, in which event any claim may on good cause shown be presented within one year after the war is terminated.

(c) Any such settlement made by the Secretary, or his designee, under the authority of this section and such regulations as he may prescribe hereunder, shall be final and conclusive for all purposes, notwithstanding any other provisions of law to the contrary.

(d) Such appropriations as may be required for the settlement of claims under the provisions of this section are authorized. Coast Guard appropriations shall be available for the settlement of claims by the Secretary or his designee under the provisions of this section.

§ 646. Claims for damages occasioned by vessels

(a) The Secretary of the Treasury may consider, ascertain, adjust, determine, compromise, or settle claims for damages caused by vessels in the Coast Guard service, and for compensation for towage and salvage services, including contract salvage, rendered to such vessels, and pay the amount of any claim so determined, compromised, or settled, and upon acceptance of such payment by the claimant, and not until then, such determination, settlement, or compromise of such claim shall be final and conclusive for all purposes, any law to the contrary notwithstanding. This section, as respects the determination, compromise, settlement, and payment of claims, shall be supplementary to, and not in lieu of, all other provisions of law authorizing consideration, adjustment, determination, settlement, and payment of claims. No claim in excess of \$3,000, which accrued prior to September 8, 1939, shall be considered hereunder. All payments of claims made under this section shall be paid out of Coast Guard appropriations. The payment of any claim on which a net amount exceeding \$25,000 is determined to be due from the United States, or which is compromised or settled at a net amount exceeding \$25,000 payable by the United States, is not authorized by this section, and all claims determined, compromised, or settled hereunder at a net amount exceeding \$25,000 payable by the United States shall be certified by the Secretary of the Treasury to the Congress.

Reports to Congress.

(b) On payment of any claim determined, compromised, or settled under this section at a net amount exceeding \$3,000, but not exceeding \$25,000, payable by the United States, the Secretary of the Treasury

within twenty days of payment shall report to the Congress setting forth the nature of the claim, the vessel involved, the amount paid with respect thereto, the basis of the determination, compromise, or settlement, and other pertinent facts. The Secretary of the Treasury shall report to the Congress, at each session thereof, all claims which have been paid under this section. During any war the reports required under this section may omit any fact or facts disclosure of which, in the opinion of the Secretary, would be prejudicial to the national security.

§ 647. Claims for damage to property of the United States

(a) The Secretary of the Treasury may consider, ascertain, adjust, determine, compromise, or settle claims for damage cognizable in admiralty in a district court of the United States and all claims for damage caused by a vessel or floating object, to property of the United States under the jurisdiction of the Coast Guard or property for which the Coast Guard may have assumed, by contract or otherwise, any obligation to respond for damage thereto. The Secretary of the Treasury is further authorized to receive in payment of any such claim the amount due the United States pursuant to determination, compromise, or settlement as herein authorized and, upon acceptance of such payment but not until then, such determination, settlement, or compromise of such claim shall be final and conclusive for all purposes, any law to the contrary notwithstanding. All such payments shall be covered into the Treasury of the United States as miscellaneous receipts. The Secretary of the Treasury is further authorized to execute on behalf of the United States and to deliver in exchange for such payment a full release of such claim. This section, as respects the determination, compromise, settlement, and payment of claims, shall be supplementary to, and not in lieu of, all other provisions of law authorizing the determination, compromise, or settlement of claims for damage to property hereinabove described. No settlement or compromise where there is involved a payment in the net amount of over \$25,000 is authorized by this title.

(b) Within twenty days after receipt of a payment in a net amount exceeding \$3,000 due the United States pursuant to determination, compromise, or settlement of any claim under this section, the Secretary of the Treasury shall report to the Congress setting forth the nature of the claim; the vessel or vessels involved; the amount received; the basis of determination, compromise, or settlement; and other pertinent facts. During any war the reports required under this section may omit any fact or facts, disclosure of which, in the opinion of the Secretary, would be prejudicial to the national security.

Report to Congress.

§ 648. Accounting for industrial work

The Secretary may prescribe regulations governing accounting for industrial work, including charges for overhead for civilian labor and for maintenance of industrial plant and equipment, performed at the Coast Guard Yard or such similar Coast Guard industrial establishments as he may designate. Any orders placed for such industrial work shall be covered by a transfer or advance of funds to cover the estimated cost thereof, and shall be credited to such accounts as may be necessary and established by the Secretary to carry out the provisions of this section. Accounts so established shall be available for materials, supplies, or equipment, and civilian labor, including overhead and maintenance, required in performing the work ordered. Upon completion of an order an adjustment will be made to make the amount transferred or advanced equal to the actual cost as computed

in accordance with the accounting regulations prescribed by the Secretary.

§ 649. Supplies and equipment from stock

Supplies and equipment for special work of the Coast Guard may be furnished from general stock and the applicable appropriation reimbursed therefor from the respective appropriations for such special work.

§ 650. Coast Guard supply fund and supply account

A Coast Guard supply fund is authorized. The capital of the Coast Guard Supply Fund shall be increased by the value of commissary provisions and uniform clothing on hand on July 1, 1949, and thereafter, under regulations prescribed by the Secretary, the Coast Guard Supply Fund shall be charged with the cost of procurement and credited with the value of provisions consumed or sold, and the value of issues and sales of clothing, such values to be determined on a basis which will not increase the capital of the fund.

§ 651. Annual report

Report to Congress.

In January of each year, the Commandant, through the Secretary, shall report to Congress the operations and expenditures of the Coast Guard during the preceding fiscal year.

§ 652. Removing restrictions

Any law removing for the duration of a war or national emergency proclaimed by the President any restriction contained in any then-existing law as applied to the Navy, including, but not limited to, restrictions relating to the manner in which purchases may be made and contracts awarded, fiscal operations, and personnel, shall, in the same manner and to the same extent, remove such restrictions as applied to the Coast Guard.

§ 653. Employment of draftsmen and engineers

The Coast Guard may employ temporarily, at the seat of government, draftsmen and engineers for the preparation of plans and specifications for vessels, lighthouses, aids to navigation, and other projects for the Coast Guard that may be authorized or appropriated for by Congress, to be paid from the appropriations applicable to such projects.

PART II—COAST GUARD RESERVE AND AUXILIARY

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CHAPTER 21—COAST GUARD RESERVE

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§ 751. Purpose and administration of Reserve

The Coast Guard Reserve, as established on June 23, 1939, is a military organization and a component part of the Coast Guard for the purpose of providing a trained force of officers and enlisted persons which, added to the personnel of the regular Coast Guard, will be adequate to enable the Coast Guard to perform its functions and duties at all times. The Reserve shall be administered by the Commandant under such regulations as the Secretary of the Treasury, with the concurrence of the Secretary of the Navy, may prescribe.

§ 752. Eligibility

The Reserve shall be composed of citizens of the United States and of its territories and possessions, between the ages of 17 and 62, who are physically and otherwise qualified for the performance of duty, and who, through appointment or enlistment therein, obligate themselves to serve in the Coast Guard in time of war or during any period of national emergency declared by the President to exist.

§ 753. Term; duty; training

(a) The term of appointment or enlistment in the Reserve shall be for three years. In time of war or national emergency declared by the President to exist any member of the Reserve may be ordered to active duty for the duration of the war or until the termination of the emergency as declared by the President, and may be continued on such active duty for such duration and six months thereafter notwithstanding that the term of appointment or enlistment may have expired. In time of peace, except for disciplinary purposes as provided in section 758 of this title, no member of the Reserve may be ordered to or continued on active duty without his consent except that any member of the Reserve may be continued on active duty in the interest of national defense for a period not to exceed six months after the termination of a war or national emergency as proclaimed by the President. The Commandant may release any member of the Reserve from active duty at any time. In time of peace, members of the Reserve may, with their consent, be given training or other duty either with or without pay as authorized by the Secretary. When authorized training or other duty without pay is performed by members of the Reserve, they may, in the discretion of the Secretary, be furnished with transportation to and from such duty, with subsistence and transfers en route, and, during the performance of such duty, with subsistence in kind or commutation thereof at a rate to be fixed by the Secretary.

Post, p. 552.

§ 754. Grades and ratings; military authority

The grades and ratings, including cadets, in the Reserve shall be the various grades and ratings not above rear admiral, prescribed by law for the Coast Guard. Members of the Reserve, while engaged on active duty, shall be vested with the same power, authority, rights, and privileges in the execution of their duty and shall wear the same uniforms as members of the regular Coast Guard of corresponding grades or ratings.

§ 755. Pay, allowances, and other benefits

(a) Personnel of the Reserve when engaged on active duty, on active duty while undergoing training, on training duty with pay, or when

engaged in authorized travel to or from such duty, shall receive the same pay, allowances, and benefits as provided for personnel of the Naval Reserve of corresponding grade, rating, and length of service. In determining length of service for the purpose of this section, there shall be included all service for which credit is given by law to members of the regular Coast Guard.

Ante, pp. 529, 530,
534.

(b) The provisions of Chapter 13 of this title, except for sections 461, 462 and 485 (c), shall apply to members of the Reserve under the same conditions and limitations as are applicable to officers and enlisted men of the Regular Coast Guard.

(c) Members of the Reserve who suffer sickness, disease, disability, or death shall be entitled to the same benefits as prescribed by law for members of the Naval Reserve who suffer sickness, disease, disability, or death under similar conditions.

(d) Members of the Reserve, when on active duty, shall be entitled to the benefits of section 253 (a) of Title 42, and, except for training duty, to the benefits of section 253 (b) of Title 42.

(e) Members of the Coast Guard Reserve shall be entitled to the same retirement benefits as prescribed by law for personnel of the Naval Reserve, and wherever any such law confers authority upon the Secretary of the Navy, similar authority shall be deemed given to the Secretary of the Treasury to be exercised with respect to the Coast Guard when the Coast Guard is operating under the Treasury Department.

§ 756. Temporary membership; eligibility; compensation

The Commandant may enroll as temporary members of the Reserve, for duty under such conditions as he prescribes, including but not limited to part-time and intermittent active duty with or without pay, and without regard to age, citizens of the United States, its territories and possessions who are members of the Auxiliary, officers and members of the crew of any motorboat or yacht placed at the disposal of the Coast Guard, or persons (including Government employees without pay other than compensation of their civilian positions) who by reason of their special training and experience are deemed by the Commandant to be qualified for such duty. The Commandant is authorized to define the powers and duties of temporary members of the Reserve, and to confer upon them, appropriate to their qualifications and experience, the same grades and ratings as are provided for the personnel of the Reserve. When performing active duty with pay, as authorized by this section, temporary members of the Reserve shall be entitled to receive the pay and allowances of their respective ranks, grades, or ratings, authorized for members of the Reserve.

§ 757. Exemption from military training and draft

Members of the Reserve, other than temporary members, shall be exempt from registration and liability for military training and service under any other law, and no member of the Reserve, other than a temporary member, shall be a member of any other naval or military organization. Temporary members of the Reserve who are members of any other naval or military reserve, if ordered to active duty therein, shall be forthwith released from all active duty with the Coast Guard, and their status as temporary members of the Reserve terminated.

§ 758. Discipline

All members of the Reserve when engaged on active duty or in authorized travel to or from such duty, or while wearing a uniform prescribed for the Reserve, shall be subject to the laws, regulations,

and orders governing the discipline of officers and enlisted men of the Coast Guard. Disciplinary action for an offense committed while subject to such laws, regulations, and orders shall not be barred by release from duty status of any person charged with the commission thereof, and, for the purpose of carrying out the provisions of this section members of the Reserve may be retained on or returned to duty status without their consent, but not for a longer period of time than may be required for disciplinary action.

§ 759. Uniform allowance

(a) Upon first reporting for active duty or training duty at a location where uniforms are required to be worn, a commissioned or warrant officer of the Reserve may be paid a sum, not to exceed \$100, as reimbursement for the purchase of the required uniforms, and thereafter such officer may be paid an additional sum of \$50 for the same purpose upon the completion of each period of not less than four years in the Reserve. This latter amount of \$50 shall not become due any officer until called to active or training duty after the expiration of the previous four-year period. In times of war or national emergency a further sum of \$150 for the purchase of required uniforms may be paid to officers of the Reserve upon first reporting for active duty. Notwithstanding the foregoing provisions of this section, the Commandant may prescribe a lesser amount as a uniform allowance to commissioned and warrant officers of the Reserve who are not required to purchase or have in their possession the complete outfit of uniform clothing prescribed for other commissioned and warrant officers of the Reserve.

(b) Cadets and enlisted personnel of the Reserve may be allowed the cost of or issued such uniforms, bedding, and equipment as may be prescribed by the Commandant, the value of such allowances or of items so issued to any person during any three-year period not to exceed \$100. Notwithstanding the foregoing limitations, enlisted personnel of the Reserve, upon first reporting for active duty in time of war or national emergency, may be issued such additional articles as are required to give them the same outfit authorized for enlisted personnel of the regular Coast Guard upon first enlistment.

§ 760. Disability or death benefits for temporary members

(a) In case of physical injury, or death resulting from physical injury, to any temporary member of the Reserve incurred incident to service while performing active Coast Guard duty, or engaged in authorized travel to or from such duty, the provisions of law authorizing compensation for employees of the United States suffering injuries while in the performance of their duties, subject to this section, shall apply, and shall be administered by the Bureau of Employees' Compensation, Federal Security Agency, in the same manner and to the same extent as if such person were a civil employee of the United States and were injured in the performance of his duty. For benefit computation, regardless of pay or pay status, such person shall be deemed to have had monthly pay of \$150.

(b) This section does not apply in any case coming within the purview of the Workmen's Compensation Law of any state, territory, or other jurisdiction because of a concurrent employment status of such temporary member; and where such temporary member or dependent would be entitled to a benefit under the provisions of law authorizing compensation for employees of the United States suffering injuries while in the performance of their duties and also to any concurrent benefit from the United States on account of the same disability or

Nonapplicability.

death, such temporary member or dependent shall elect which benefit he shall receive.

(c) Whenever, pursuant to this section a claim is filed with the Bureau for benefits because of an alleged injury or death, the Bureau shall notify the Commandant who shall cause an investigation to be made into the facts surrounding such alleged injury and make certification with respect thereto, including certification as to such injured or deceased person's temporary membership in the Reserve and his military status, and whether the injury or death occurred incident to service.

(d) Temporary members of the Reserve who incur physical disability or contract sickness or disease while performing any specific duty to which they have been assigned by competent Coast Guard authority shall be entitled to the same hospital treatment afforded officers and enlisted men of the Coast Guard.

§ 761. Engaging in civil occupation; leave for training duty

No existing law shall be construed to prevent any member of the Reserve solely by reason of membership therein from accepting employment in any civil branch of the Federal Government or of the District of Columbia nor from receiving the pay and allowances incident to such employment in addition to the pay and allowances to which he may be entitled as a member of the Reserve, nor as prohibiting him from practicing his civilian profession or occupation before or in connection with any department of the Federal Government. Officers and employees of the United States or of the District of Columbia who are members of the Reserve shall be entitled to leave of absence from their respective duties, without loss of pay, time, or efficiency ratings when on training duty in the Reserve, not to exceed 15 calendar days in any one calendar year. All members of the Reserve who are in the employ of the United States Government or of the District of Columbia and who are ordered to duty by proper authority shall, when relieved from duty, be restored to the positions held by them when ordered to duty.

§ 762. Women's Reserve

(a) The Women's Reserve shall be a branch of the Coast Guard Reserve and shall be administered in the same manner as provided for the Reserve in all respects, except as may be necessary to adapt such provisions to the Women's Reserve, or as may be otherwise provided by act of Congress.

(b) Members of the Women's Reserve may be commissioned, appointed, or enlisted in grades and ratings as prescribed by the Secretary, but not above the grade of captain.

(c) Military authority of members of the Women's Reserve may be exercised over other members of the Women's Reserve only.

(d) Members of the Women's Reserve shall not be assigned duty on board combat vessels, or in combat aircraft, nor shall they be otherwise assigned to combat duty. They shall not be assigned to duty other than in the United States, its territories and possessions, and shall not be assigned to duty outside the continental limits of the United States, unless they have requested such duty.

CHAPTER 23—COAST GUARD AUXILIARY

Sec.

821. Administration.

822. Purpose.

823. Eligibility, enrollments.

824. Disenrollment.

Sec.

- 825. Membership in other organizations.
- 826. Use of member's facilities.
- 827. Vessel deemed public vessel.
- 828. Aircraft deemed public aircraft.
- 829. Radio station deemed government station.
- 830. Availability of appropriations.
- 831. Assignment and performance of duties.
- 832. Injury or death in line of duty.

§ 821. Administration

The Coast Guard Auxiliary established on February 19, 1941, is a nonmilitary organization administered by the Commandant under the direction of the Secretary.

§ 822. Purpose

The purpose of the Auxiliary is to assist the Coast Guard:

- (a) to promote safety and to effect rescues on and over the high seas and on navigable waters;
- (b) to promote efficiency in the operation of motorboats and yachts;
- (c) to foster a wider knowledge of, and better compliance with, the laws, rules, and regulations governing the operation of motorboats and yachts; and
- (d) to facilitate other operations of the Coast Guard.

§ 823. Eligibility, enrollments

The Auxiliary shall be composed of citizens of the United States and its territories and possessions, who are owners, sole or part, of motorboats, yachts, aircraft, or radio stations or who by reason of their special training or experience are deemed by the Commandant to be qualified for duty in the Auxiliary, and who may be enrolled therein pursuant to applicable regulations.

§ 824. Disenrollment

Members of the Auxiliary may be disenrolled pursuant to applicable regulations.

§ 825. Membership in other organizations

Members of the Auxiliary may be appointed or enlisted in the Reserve, pursuant to applicable regulations, and membership in the Auxiliary shall not be a bar to membership in any other naval or military organization.

§ 826. Use of member's facilities

The Coast Guard may utilize for any purpose incident to carrying out its functions and duties as authorized by the Secretary, any motorboat, yacht, aircraft, or radio station placed at its disposition for any of such purposes by any member of the Auxiliary, by any corporation, partnership, or association, or by any State or political subdivision thereof.

§ 827. Vessel deemed public vessel

Any motorboat or yacht, while assigned to authorized Coast Guard duty shall be deemed to be a public vessel of the United States, and within the meaning of section 646 of this title shall be deemed to be a vessel of the Coast Guard.

Ante, p. 548.

§ 828. Aircraft deemed public aircraft

Any aircraft, while assigned to authorized Coast Guard duty shall be deemed to be a vessel of the Coast Guard within the meaning of section 646 of this title.

Ante, p. 548.

§ 829. Radio station deemed government station

Any radio station, while assigned to authorized Coast Guard duty shall be deemed to be a radio station of the Coast Guard and a "government station" within the meaning of chapter 5 of Title 47.

47 U. S. C. § 151 *et seq.*; Supp. II, § 151 note.
Ante, p. 108.

§ 830. Availability of appropriations

Appropriations of the Coast Guard shall be available for the payment of actual necessary traveling expense and subsistence, or commutation of ration allowance in lieu of subsistence, of members of the Auxiliary assigned to authorized specific duties and for actual necessary expenses of operation of any motorboat, yacht, aircraft, or radio station when assigned to Coast Guard duty, but shall not be available for the payment of compensation for personal services, incident to such operation, other than to personnel of the Coast Guard or the Reserve. The term "actual necessary expenses of operation," as used in this section, shall include payment for fuel, oil, power, water, supplies, provisions, replacement or repair of equipment, repair of any damaged motorboat, yacht, aircraft, or radio station and for the constructive or actual loss of any motorboat, yacht, aircraft, or radio station where it is determined, under applicable regulations, that responsibility for the loss or damage necessitating such replacement or repair of equipment, or for the damage or loss, constructive or actual, of such motorboat, yacht, aircraft, or radio station rests with the Coast Guard.

"Actual necessary expenses of operation."

§ 831. Assignment and performance of duties

No member of the Auxiliary, solely by reason of such membership, shall be vested with, or exercise, any right, privilege, power, or duty vested in or imposed upon the personnel of the Coast Guard or the Reserve, except that any such member may, under applicable regulations, be assigned specific duties, which, after appropriate training and examination, he has been found competent to perform, to effectuate the purposes of the Auxiliary. No member of the Auxiliary shall be placed in charge of a motorboat, yacht, aircraft, or radio station assigned to Coast Guard duty unless he has been specifically designated by authority of the Commandant to perform such duty. Members of the Auxiliary, when assigned to specific duties as herein authorized shall, unless otherwise limited by the Commandant, be vested with the same power and authority, in the execution of such duties, as members of the regular Coast Guard assigned to similar duty. When any member of the Auxiliary is assigned to such duty he may, pursuant to regulations issued by the Secretary, be paid actual necessary traveling expenses, including a per diem allowance in conformity with standardized Government travel regulations in lieu of subsistence, while traveling and while on duty away from his home. No per diem shall be paid for any period during which quarters and subsistence in kind are furnished by the Government, and no per diem shall be paid for any period while such member is performing duty on a vessel.

§ 832. Injury or death in line of duty

When any member of the Auxiliary is physically injured or dies as a result of physical injury incurred while performing any specific duty to which he has been assigned by competent Coast Guard authority, such member or his beneficiary shall be entitled to the same

benefits provided for temporary members of the Reserve who suffer physical injury or death resulting from physical injury incurred incident to service. Members of the Auxiliary who incur physical injury or contract sickness or disease while performing any specific duty to which they have been assigned by competent Coast Guard authority shall be entitled to the same hospital treatment afforded officers and enlisted men of the Coast Guard.

CHAPTER 25—GENERAL PROVISIONS FOR COAST GUARD RESERVE AND AUXILIARY

Sec.

891. Flags; pennants; uniforms and insignia.

892. Penalty.

893. Limitation on rights of members of the Auxiliary and temporary members of the Reserve.

894. Availability of facilities and appropriations.

§ 891. Flags; pennants; uniforms and insignia

The Secretary may prescribe one or more suitable distinguishing flags, pennants, or other identifying insignia to be displayed by the motorboats, yachts, aircraft, and radio stations owned by members of the Auxiliary and one or more suitable insignia which may be worn by members of the Reserve or the Auxiliary, and may prescribe one or more suitable uniforms which may be worn by members of the Auxiliary. Such flags, pennants, uniforms, and insignia may be furnished by the Coast Guard at actual cost, and the proceeds received therefor shall be credited to current appropriations from which purchase of these articles is authorized.

§ 892. Penalty

Whoever, without proper authority, flies from any building, aircraft, motorboat, yacht, or other vessel, any flag or pennant or displays any identifying insignia or wears any uniform or insignia of the Reserve or the Auxiliary shall be fined not more than \$500.

§ 893. Limitation on rights of members of the Auxiliary and temporary members of the Reserve

Members of the Auxiliary and temporary members of the Reserve shall be entitled only to such rights, privileges, and benefits as are specifically set forth for them in this title or as may be specifically provided for them in any other Act of Congress. Any Act of Congress which grants rights, privileges, or benefits generally to military personnel, or among others, to personnel of the Coast Guard and the Coast Guard Reserve, without specifically granting such rights, privileges, or benefits to members of the Auxiliary or temporary members of the Reserve, shall not be deemed applicable to members of the Auxiliary or to temporary members of the Reserve.

§ 894. Availability of facilities and appropriations

The services and facilities of and appropriations for the Coast Guard shall be available to effectuate the purposes of the Reserve and the Auxiliary.

SEC. 2. If any part of Title 14, United States Code, as enacted by section 1 of this Act, shall be held invalid the remainder of such title shall not be affected thereby.

Ante, p. 495.

SEC. 3. No inference of a legislative construction is to be drawn by reason of the chapter in Title 14, Coast Guard, as set out in section 1 of this Act, in which any section is placed, nor by reason of the catch lines used in such title.

Ante, p. 495.

Rules and regulations.

SEC. 4. All orders, rules, and regulations of the Coast Guard in effect under provisions of law superseded or amended by this Act shall, to the extent they would have been authorized under this Act, remain in force and effect as the regulations and orders under the provisions of this Act and shall be administered and enforced under this Act as nearly as may be until specifically repealed, amended, or revised.

Benefits.

SEC. 5. Nothing contained in this Act shall operate to abolish or reduce the grade, rank, rating, pay, allowances, or other benefits to which any person in the Coast Guard is entitled on the effective date of this Act.

34 U. S. C. § 228.

SEC. 6. Section 1442 of the Revised Statutes, as amended, is further amended to read as follows:

Authority of Secretary of Navy.

"The Secretary of the Navy shall have authority to place on furlough any officer on the active list of the Navy and Marine Corps. This section shall not apply to reserve officers of such organizations."

Post, p. 840.

SEC. 7. Section 126 of the Act approved June 3, 1916, chapter 134 (39 Stat. 217; 10 U. S. C., sec. 752; 14 U. S. C., sec. 138; 34 U. S. C., sec. 895), is further amended to read as follows:

Travel allowance.

"SEC. 126. An enlisted person of the Army, Navy, or Marine Corps, including Reserve components thereof, upon discharge except by way of punishment for an offense, retirement, or relief from active duty, shall, under such regulations as the head of the department concerned may prescribe for personnel under his jurisdiction, receive a money allowance of 5 cents per mile for the distance from the place of discharge or release from active duty to his home, or place of acceptance for active duty, or place from which ordered to active duty, or such other place as may be determined to be most appropriate by the head of the department concerned. For sea travel involved in travel between place of discharge or release from active duty and place to which travel is authorized only transportation in kind and subsistence en route shall be allowed."

14 U. S. C., Supp. II, §§ 164, 165 note.

SEC. 8. The fifth and sixth paragraphs of section 7 of the Act approved July 1, 1918, chapter 114 (40 Stat. 717; 14 U. S. C., sections 164, 165), are amended to read as follows:

Restoration to active duty during emergency.

"That hereafter, during the existence of war or of a national emergency declared by the President to exist, any commissioned or warrant officer of the Navy or Marine Corps of the United States on the retired list may in the discretion of the Secretary of the Navy, be ordered to active duty at sea or on shore; and any retired officer performing such active duty in time of war or national emergency, declared as aforesaid, shall be entitled to promotion on the retired list to the grade or rank, not above that of lieutenant commander in the Navy or major in the Marine Corps, and shall thereafter receive the pay and allowances thereof, which his total active service as an officer both prior and subsequent to retirement, in the manner rendered by him, would have enabled him to attain in due course of promotion had such service been rendered continuously on the active list during the period of time last past.

Promotion on retired list.

Temporary advance of designated officers.

"That during the existence of war or of a national emergency, declared as aforesaid, any commissioned or warrant officer of the Navy or Marine Corps of the United States on the retired list, while on active duty, may be temporarily advanced to and commissioned in such higher grade or rank on the retired list, not above that of lieutenant commander in the Navy or major in the Marine Corps, as the President may determine, and any officer so advanced shall, while on active duty, be entitled to the same pay and allowances as officers of like grade or rank on the active list: *Provided*, That any

Reversion in status.

such commissioned or warrant officer who has been so temporarily advanced in grade or rank shall, upon his relief from active duty, or in any case not later than six months after the termination of the war or of the national emergency, declared as aforesaid, revert to the grade or rank on the retired list and to the pay and allowance status which he would have held had he not been so temporarily advanced: *Provided further*, That nothing in this Act shall operate to reduce the pay and allowances now allowed by law to retired officers."

SEC. 9. The Act of January 12, 1919, ch. 8 (40 Stat. 1054; 34 U. S. C., section 537) is amended to read as follows:

"That hereafter uniforms, accouterments, and equipment shall, upon the request of any officer of the Navy or any officer of the Marine Corps or any officer of the Coast Guard while operating with the Navy or any midshipman at the Naval Academy, be furnished by the Government at cost, subject to such restrictions and regulations as the Secretary of the Navy may prescribe."

Sale of uniforms, etc., at cost.

SEC. 10. The last paragraph under the heading, "Pay, Miscellaneous", of the Act approved July 11, 1919, as amended (41 Stat. 132; 10 U. S. C., sec. 1274; 14 U. S. C., sec. 50b; 34 U. S. C., sec. 540a), is further amended to read as follows:

"The interchange, without compensation therefor, of military stores, supplies, and equipment of every character, including real estate owned by the Government, is hereby authorized between the Army and Navy upon the request of the head of one service and with the approval of the head of the other service."

Interchange of supplies, etc.

SEC. 11. The sixth paragraph under the heading "Miscellaneous" in the Act approved March 2, 1923 (ch. 178, 42 Stat. 1385; 10 U. S. C., sec. 717; 14 U. S. C., sec. 121b; 33 U. S. C., sec. 862a; 34 U. S. C., sec. 912; 42 U. S. C., sec. 65), is amended to read as follows:

"Nothing contained in any existing laws, or regulations or orders promulgated in pursuance of law, shall authorize on or after July 1, 1922, the issue of heat or light in kind to any person in the Army, Navy, Marine Corps, Coast and Geodetic Survey, and Public Health Service while such person is receiving an allowance for rental of quarters under the provisions of the Pay Readjustment Act of 1942, approved June 16, 1942 (ch. 413, 56 Stat. 359; 37 U. S. C., sec. 101 et seq.), as amended."

Restriction on issuance of heat and light.

SEC. 12. Section 2 of the Act approved June 21, 1930 (ch. 536, 46 Stat. 793; 10 U. S. C., sec. 1028b; 14 U. S. C., sec. 167b-2; 34 U. S. C., sec. 399d), is amended to read as follows:

"SEC. 2. All persons who have served honorably in the Army, Navy, or Marine Corps of the United States during war shall, when not in the active military and/or naval service of the United States, be entitled to bear the official title and upon occasions of ceremony to wear the uniform of the highest grade held by them during their war service."

37 U. S. C., Supp. II, § 101b et seq. Post, p. 840.

Right of armed services personnel to official title, etc.

SEC. 13. The first sentence of the Act approved May 25, 1933 (ch. 37, 48 Stat. 73; 10 U. S. C., sec. 486a; 14 U. S. C., sec. 15a; 34 U. S. C., sec. 1057a; 46 U. S. C., sec. 1126a), as amended, is further amended to read as follows:

"That the superintendents of the United States Naval Academy, the United States Military Academy, and the United States Merchant Marine Academy may, under such rules and regulations as the Secretary of the Navy, the Secretary of the Army, and the United States Maritime Commission, respectively, may prescribe, confer the degree of bachelor of science upon all graduates of their respective academies, from and after the date of the accrediting of said academies by the Association of American Universities."

Post, p. 614.

B. S. degrees conferred upon Academy graduates.

SEC. 14. The Act approved December 12, 1941, chapter 566 (55 Stat. 797; 10 U. S. C., sec. 628a; 14 U. S. C., sec. 35b; 34 U. S. C., sec. 185), is amended to read as follows:

Extension of enlistment for medical purposes.

"That hereafter any enlisted man of the Army, Navy, and Marine Corps of the United States in the active service, whose term of enlistment shall expire while he is suffering disease or injury incident to service and not due to misconduct, and who is in need of medical care or hospitalization, may, with his consent, be retained in such service beyond the expiration of his term of enlistment, and any such enlisted man shall be entitled to receive at Government expense medical care or hospitalization and his pay and allowances (including expense money authorized by law and credit for longevity) until he shall have recovered to such extent as would enable him to meet the physical requirements for reenlistment, or until it shall have been ascertained by competent authority of the service concerned that the disease or injury is of a character that recovery to such an extent would be impossible, whichever is earlier: *Provided*, That any enlisted man whose enlistment is extended as provided herein shall be subject to forfeiture in the same manner and to the same extent as if his term of enlistment had not expired, and nothing contained in this Act shall prevent any enlisted man of the Army, Navy, or Marine Corps from being held in the service without his consent under, respectively, the provisions of the one hundred and seventh article of war, the Act of August 29, 1916, as amended (40 Stat. 717), and section 1, subsection (a), of the Act of May 26, 1906, as amended (50 Stat. 547)."

Forfeiture.

41 Stat. 809.
10 U. S. C. § 1579.
39 Stat. 580.
34 U. S. C. § 183.
14 U. S. C. § 35 (a).
14 U. S. C. § 174a; 33 U. S. C. § 864e.
Post, p. 836.

Advancement of certain officers on retired list.

SEC. 15. The Act approved June 6, 1942, ch. 383 (56 Stat. 328), is amended to read as follows:

"That all officers of the Coast and Geodetic Survey who have been specially commended for their performance of duty in actual combat by the head of the executive department under whose jurisdiction such duty was performed, shall, upon retirement, be placed upon the retired list with the rank of the next higher grade and with three-fourths of the active-duty pay of the grade in which serving at the time of retirement."

34 U. S. C. § 338g.
Applicability of Act to Marine Corps.

SEC. 16. Section 8 of the Act approved June 27, 1942, ch. 451 (56 Stat. 423), is amended to read as follows:

"The provisions of this Act, except as may be necessary to adapt the same thereto, shall apply to the Marine Corps in like manner and to the same extent and with the same relative conditions in all respects as are provided for the Regular Navy."

Civilian clothing for certain discharged personnel.

SEC. 17. The last paragraph under the subheading "General Provisions" under the heading "Navy Department" of the Act approved December 23, 1943, chapter 380 (57 Stat. 628; 14 U. S. C., sec. 148; 34 U. S. C., sections 197a and 722), is amended to read as follows:

"On and after July 1, 1943, the limitation on the cost of civilian clothing per person, including an overcoat when necessary, for enlisted personnel of the Navy and Marine Corps given discharges for bad conduct, undesirability, unsuitability, or inaptitude is hereby increased to \$30."

34 U. S. C. § 941a;
14 U. S. C. § 136a.

Settlement of accounts of deceased personnel.

SEC. 18. Section 1 of the Act approved February 25, 1946, ch. 35 (60 Stat. 30) is amended to read as follows:

"That, hereafter, in the settlement of the accounts of deceased officers or enlisted persons of the Navy and Marine Corps, where no demand is presented by a duly appointed legal representative of the estate, the accounting officers may allow the amount found due to the decedent's widow, widower, or legal heirs in the following order of precedence: First, to the widow or widower; second, if decedent left no widow or widower, or the widow or widower be dead at time of settlement, then to the children or their issue, per stirpes; third, if no widow, widower, or descendants, then to the father and mother

in equal parts; fourth, if either the father or mother be dead, then to the one surviving; fifth, if there be no widow, widower, child, father, or mother at the date of settlement, then to the brothers and sisters and children of deceased brothers and sisters, per stirpes: *Provided*, That this Act shall not be so construed as to prevent payment from the amount due the decedent's estate of funeral expenses, provided a claim therefor is presented by the person or persons who actually paid the same before settlement by the accounting officers."

Payment of funeral expenses.

SEC. 19. This Act shall take effect on the first day of the third month after approval by the President but shall not affect any proceedings commenced by or against any person prior to the effective date of this Act.

Effective date.

SEC. 20. The sections or parts thereof of the Revised Statutes or Statutes at Large enumerated in the following schedule are hereby repealed. Any rights or liabilities now existing under such sections or parts thereof shall not be affected by this repeal.

Repeals.

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	Title	Sec.		Title	Sec.
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2764.....	14	64	4741.....	14	177

¹ Only that portion of line 3 as follows "or of the sales of revenue cutters."

² Only that portion of line 2 as follows "or the sale of revenue cutters."

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³ Only the ninth paragraph on page 220 of volume 18 of the Statutes at Large.

⁴ Only the last paragraph under the heading, "For Life-Saving and Life-Boat Stations."

⁵ The proviso in line 21 under the heading "Lighthouses, Beacons, and Fog Signals."

⁶ Only the last paragraph under the heading "Lighthouses, Beacons, and Fog Signals."

⁷ Only the last clause of the first paragraph under the heading "Revenue-Cutter Service," reading as follows: "And hereafter revenue cutters shall be used exclusively for the public service and in no way for private purposes."

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⁸ Only the last paragraph under the heading "Revenue-Cutter Service."

⁹ Only the last sentence under the heading "Office of Life-Saving Service."

¹⁰ Only the proviso under the heading "Revenue-Cutter Service."

¹¹ All three provisos under the heading "Revenue-Cutter Service."

¹² Only the fifth paragraph on this page, reading "The Secretary of the Treasury may change the serial numbers of the several districts as may be necessary to conform to the provisions of this Act."

¹³ Only the proviso under the heading "Revenue-Cutter Service."

¹⁴ Only the second paragraph under the heading "Revenue-Cutter Service."

¹⁵ Only the clause after the last semicolon under subheading "Lighting of Rivers" under the heading "Lighthouse Establishment," reading as follows: "The Lighthouse Board being hereby authorized to lease the necessary ground for all such lights and beacons as are for temporary use or are used to point out changeable channels and which in consequence cannot be made permanent. * * *"

¹⁶ Only the proviso in the first paragraph of subheading "Repairs to Lighthouse Tender Pansy" under the heading "Lighthouse Establishment."

¹⁷ Under the heading "Thirteenth Lighthouse District."

¹⁸ Only the last three paragraphs under the heading "Eighteenth Lighthouse District."

¹⁹ Only the proviso in paragraph 1 under the heading "Revenue-Cutter Service."

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²⁰ All that portion under the heading "Coast Guard," and the first two paragraphs under the heading "Lighthouse Service."

²¹ Only the third full paragraph on said page.

²² Only the eleventh paragraph under the heading "Coast Guard."

²³ Only the third and last three paragraphs under the heading "Coast Guard."

²⁴ Only the second proviso on page 772.

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²⁵ Only the last proviso of subheading "Pay and Allowances" under the heading "Coast Guard."

²⁶ Only the last proviso of subheading "Pay and Allowances" under the heading "Coast Guard."

²⁷ Only the last proviso of subheading "Pay and Allowances" under the heading "Coast Guard."

²⁸ Only the proviso in the second and third paragraphs, and the entire last paragraph, under the heading "Coast Guard (Navy)."

²⁹ Only the last two provisos in subheading "Pay and Allowances," and the proviso in subheading "General Expenses, Coast Guard," under the heading "Coast Guard."

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1948—May 19----	305	-----	62	239	14	178a
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³⁰ Only the last two provisos in subheading "Pay and Allowances," and the proviso in the subheading "General Expenses, Coast Guard," under the heading "Coast Guard."

³¹ Only the last 2 provisos in subheading "Pay and Allowances," and the proviso in subheading "General Expenses, Coast Guard," under the heading "Coast Guard."

³² Only that portion adding sec. 5 to Public Law 277, 79th Cong.

³³ Only the last proviso in subheading "Pay and Allowances" and last proviso in subheading "General Expenses" under the heading "Coast Guard."

³⁴ Only the first 2 sentences.

Approved August 4, 1949.

59 Stat. 662.
31 U. S. C. §§ 215-
217 notes, 222e-222h.

[CHAPTER 394]

AN ACT

To provide increased pensions for widows and children of deceased members and retired members of the Police Department and the Fire Department of the District of Columbia.

August 4, 1949
[H. R. 2021]
[Public Law 208]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That so much of the fourth paragraph of section 12 of the Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and seventeen, and for other purposes", approved September 1, 1916 (39 Stat. 718), as amended, as follows the first sentence thereof is hereby amended to read as follows:

"In case of the death of any member of the Police Department or the Fire Department of the District of Columbia, before or after retirement from the service thereof, leaving a widow, or a child or children under eighteen years of age, the widow shall be entitled to receive relief from the said policemen and firemen's relief fund, District of Columbia, in an amount not to exceed \$125 per month, and

Police and Fire De-
partments, D. C.

D. C. Code § 4-507.

Pension to widow or
children.

Cessation of payments.

each child under the age of eighteen years in an amount not exceeding \$25 per month: *Provided*, That such payments or any right thereto shall cease upon death or remarriage of the widow: *Provided further*, That any benefits to a child or children shall cease upon (1) attaining the age of eighteen years, (2) marriage, or (3) death: *And provided further*, That no widow, child, or children of any deceased member of the said Police Department or Fire Department resulting from any marriage contracted subsequent to the date of retirement of such member shall be entitled to any relief under the provisions of this Act."

39 Stat. 719.

Funeral expenses.

SEC. 2. The fifth paragraph of section 12 of the Act of September 1, 1916 (D. C. Code, 1940 edition, sec. 4-509), is amended to read as follows: "The Commissioners of the District of Columbia are authorized to pay from the said policemen and firemen's relief fund, District of Columbia, a sum not exceeding \$250 in any one case to defray the funeral expenses of any deceased member of the Police Department or the Fire Department of said District dying while in the service thereof."

Widows and children receiving relief.

D. C. Code §§ 4-501, 4-503, 4-506 to 4-510, 4-512 to 4-514.
Ante, p. 565.

SEC. 3. All widows and children of deceased members of the Police Department or of the Fire Department of the District of Columbia receiving relief under the provisions of section 12 of the Act of Congress, approved September 1, 1916 (39 Stat. 718), as amended, shall be entitled to receive relief to the same extent and in the same manner as is provided by the fourth paragraph of said section as amended by the first section of this Act: *Provided*, That no relief shall be increased or allowed under the authority of this section for any period prior to the effective date of this Act: *Provided further*, That any child or children who had attained the age of sixteen years and whose benefits were terminated shall be entitled to receive relief as provided by the fourth paragraph of said section 12, as amended by the first section of this Act, until the attainment of eighteen years of age.

46 Stat. 840.
D. C. Code §§ 4-503, 4-504.

Effective date.

SEC. 4. Section 5 of the Act entitled "An Act to fix the salaries of officers and members of the Metropolitan Police Force and the Fire Department of the District of Columbia", approved July 1, 1930 (39 Stat. 839), be, and the same hereby is, amended by striking out therefrom the figures "3½" and substituting in lieu thereof the figure "5".

SEC. 5. This Act shall take effect on the first day of the second month following the date of approval of this Act.

Approved August 4, 1949.

[CHAPTER 401]

AN ACT

August 5, 1949
[H. R. 2417]
[Public Law 209]

To authorize the Secretary of the Air Force to operate and maintain a certain tract of land at Valparaiso, Florida, near Eglin Air Force Base, as a recreational facility.

Valparaiso, Fla.
Recreational facility.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, the Secretary of the Air Force, upon acceptance of title to the tract of land comprising the Valparaiso Golf Course of Valparaiso, Florida, near Eglin Air Force Base, for the Government of the United States, is hereby authorized to operate and maintain said tract of land as a recreational facility, in accordance with existing regulations governing the operation and maintenance of recreational facilities by the Government for military personnel.

Approved August 5, 1949.

[CHAPTER 402]

AN ACT

To authorize the adjustment of the lineal positions of certain officers of the naval service, and for other purposes.

August 5, 1949
[H. R. 5238]

[Public Law 210]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Officer Personnel Act of 1947, as amended, is hereby further amended by—

(a) Amending subsection (o) of section 304 to read as follows:

“(o) Officers of the line or of any staff corps on active duty on the date of the establishment of lineal lists pursuant to this section, but not placed on any such list, shall not be eligible for selection for promotion pursuant to this title. Officers of the line and of the Staff Corps of the Regular Navy appointed thereto subsequent to the date of establishment of the lineal lists of line and staff corps officers as prescribed in subsections (a) and (i) of this section shall be placed on the appropriate lineal list. Officers of the line and Staff Corps of the Naval Reserve assigned to active duty subsequent to the date of establishment of the lineal lists as prescribed in subsections (a) and (i) of this section, shall be placed on the appropriate lineal list, and in each grade shall take precedence among themselves and with officers of the same grades of the Regular Navy in accordance with the dates of rank as stated in their commissions and such Reserve officers and Regular officers of the same grade who have the same date of rank shall take precedence among themselves as determined by the Secretary of the Navy: *Provided*, That, notwithstanding any other provisions of law, the Secretary of the Navy is authorized to readjust the precedence of each Reserve officer heretofore or hereafter placed on the lineal lists in order to equalize opportunities for promotion with officers of the Regular Navy. Such Reserve officer may be appointed in the same or the next higher grade not above that of captain and his date of rank changed to conform with his adjusted lineal precedence. The authorized number of officers in each grade concerned may be temporarily exceeded by such appointments until the next succeeding annual computation prescribed by this title. Such officer shall be entitled to the pay and allowances of the higher grade to which so appointed from the date of his appointment.”

(b) Adding the following new subsection to section 304:

“(s) For three years after the date of approval of this subsection the Secretary of the Navy shall from time to time but not to exceed twice annually convene boards composed of officers of the line and of each staff corps, the first such board to be convened within sixty days after the date of approval of this subsection, to recommend the reassignment of running mates to officers of the Staff Corps of the Navy in order to adjust precedence and equalize opportunities for promotion of staff corps officers with line officers. The Secretary of the Navy shall, in accordance with the approved recommendations of such boards, assign running mates and adjust the lineal positions of such Staff Corps officers in their present grades and in such higher grades to which promoted pursuant to this subsection. Should the running mate so assigned a Staff Corps officer have attained a higher grade than the Staff Corps officer, or have been recommended for temporary promotion to such higher grade in the approved report of a selection board, the Staff Corps officer shall be eligible for consideration for selection for temporary promotion to the next higher grade. A board, as prescribed by section 305 of this title, to consider any such Staff Corps officer for recommendation for temporary promotion

Officer Personnel Act of 1947, amendments.

61 Stat. 840.
34 U. S. C., Supp. II, § 211a (o).
Noneligibility for promotion.

Appointment subsequent to establishment of lineal list, etc.

Readjustment of precedence of Reserve officers.

61 Stat. 833.
34 U. S. C., Supp. II, § 211a.
Reassignment of running mates.

Adjustment of lineal positions.

Temporary promotion.

61 Stat. 841.
34 U. S. C., Supp. II, § 306.

Restriction.

to the next higher grade shall be convened as soon as practicable after the reassignment of his running mate and such board shall if it considers the Staff Corps officer fitted for temporary promotion so recommend him. If recommended for temporary promotion in the approved report of such board, the Staff Corps officer shall become eligible for such promotion when the line officer who is to be his running mate in that grade became or becomes eligible for temporary promotion thereto. Any such Staff Corps officer not recommended for temporary promotion by such board shall be considered as having failed of selection for temporary promotion and shall have assigned as his running mate the senior line officer in the grade in which he remains: *Provided*, That no Staff Corps officer promoted to a higher grade pursuant to this subsection shall be entitled to the pay and allowances of such higher grade from a date earlier than the date of the approval of the report of the board in accordance with whose recommendations his running mate was so reassigned."

61 Stat. 856.
34 U. S. C., Supp. II,
§ 306f (d) (2).
Precedence.

(c) Deleting the proviso to paragraph (2) of subsection (d) of section 311 and substituting in lieu thereof the following: "*Provided*, That a staff officer with the same date of rank as his line running mate shall take precedence ahead of all line and staff officers junior to his line running mate: *And provided further*, That, except as otherwise provided herein, officers serving in the same grade and having the same date of rank in that grade shall take precedence in the following order: (a) Line officers, (b) medical officers, (c) supply officers, (d) chaplains, (e) civil engineers, (f) dental officers, (g) officers of the Medical Service Corps, and (h) officers of the Nurse Corps".

61 Stat. 856.
34 U. S. C., Supp. II,
§ 306f (d) (5).
Naval Reserve staff
corps officer.

(d) Amending paragraph (5) of subsection (d) of section 311 to read as follows:

61 Stat. 833.
34 U. S. C., Supp. II,
§ 211a (a).
Ante, p. 567.

"(5) An officer of a staff corps of the Naval Reserve assigned to active duty subsequent to the date of establishment of the lineal list of line officers as prescribed by subsection 304 (a) of this title, shall, upon assignment to active duty and upon appointment to adjust his precedence as provided in subsection 304 (o) of this title, be assigned as his running mate by the Secretary of the Navy a line officer of the same grade and appropriate to his adjusted precedence."

61 Stat. 367.
34 U. S. C., Supp. II,
§§ 15, 306g-306n, 332b,
410k, 410m.
Officers designated
for engineering duty.

(e) Adding to section 316 the following new subsection:

Lineal position.

"(o) Each officer on the active list of the line of the Navy designated for engineering duty or aeronautical engineering duty who, on August 7, 1947, was serving in the grade of captain with date of rank prior to June 21, 1942, and who, subsequent to August 7, 1947, has been or may be temporarily promoted to the grade of rear admiral shall, if in the grade of rear admiral or upon promotion thereto, as the case may be, have lineal rank among all line officers of the grade of rear admiral corresponding to the relative lineal rank of all such officers while serving in the grade of captain: *Provided*, That if the assignment of such lineal rank would result in giving any such officer a lineal position senior to that of another rear admiral of the same category promoted earlier to that grade such first-mentioned officer shall have lineal position next after the junior rear admiral of the same category who attained that grade as the result of such earlier promotion: *Provided further*, That in the assignment of lineal rank as herein provided there shall be disregarded any officer who, on August 7, 1947, was serving in the grade of rear admiral or captain under a temporary appointment of limited duration."

Temporary appointment of certain officers.

61 Stat. 871.
34 U. S. C., Supp. II,
§ 211c (e).

(f) Deleting in subsection (c) of section 404 the words "service in the Navy" and substituting in lieu thereof the words "naval service, exclusive of active duty for training in a reserve component"; deleting in the first sentence of subsection (h) of the said section the words "For two years after the date of approval of this Act" and substituting

61 Stat. 871.
34 U. S. C., Supp. II,
§ 211c (h).

in lieu thereof the words "During the period that title III of this Act remains in effect"; and deleting in the second sentence of subsection (h) of the said section the words "shall have completed service in the Navy" and substituting in lieu thereof the words "shall have been selected therefor prior to August 7, 1949, and shall have completed active naval service, exclusive of active duty for training in a reserve component,".

SEC. 2. All commissioned officers of the active list of the United States Navy on active duty on the effective date of this Act, who on that date or within one year thereafter are designated for special duty in accordance with the provisions of section 401 of the Officer Personnel Act of 1947, as amended, shall be credited for purposes of adjustment of lineal position, eligibility for selection for promotion, eligibility for promotion, eligibility for continuation on the active list and in respect to separation from the active list, pursuant to the provisions of that Act but not pay or retired pay, with a period of active service equal to the time spent in attendance at a professional school, or in graduate study at a college or university, in the attainment of education which is a requirement or an alternative requirement of the United States Navy for qualification for designation for the performance of the special duty for which the officer is designated: *Provided*, That the maximum period of active service so credited shall be three calendar years, and shall not include any time spent in attendance at such professional school or in graduate study at such college or university while serving on active duty: *Provided further*, That no such period of active service shall be credited to those of such officers who, although required to hold a graduate degree, were originally and permanently appointed and commissioned in the line of the Regular Navy in the grade of lieutenant (junior grade) as officers designated for special duty, pursuant to section 408 of the Officer Personnel Act of 1947, as amended: *Provided further*, That no officer who attended the United States Naval Academy shall be advanced, pursuant to this Act, to a lineal position senior to any member of his class who was as such senior to him and has not lost numbers or precedence.

SEC. 3. As used in this Act, the term "time spent in attendance at a professional school, or in graduate study at a college or university" shall, for the purpose of establishing the active service credit authorized by this Act, be computed as follows: (1) Full-time, regular-session attendance at a college, university, or professional school for one academic year, exclusive of summer or extra sessions, shall be considered one calendar year; (2) full-time, regular-session attendance at a college, university, or professional school for a fraction of an academic year, exclusive of summer or extra sessions, resulting in the completion of the units of study undertaken during that period, shall be considered to be an identical fraction of a calendar year; and (3) part-time attendance at a college, university, or professional school, or attendance at summer sessions or other extra sessions, shall first be converted into an equivalent fraction of an academic year of full-time, regular-session attendance, and shall be considered to be an identical fraction of a calendar year: *Provided*, That, subject to the limitation contained in section 2 hereof, every officer entitled to the benefits of sections 2, 3, 4, and 5 of this Act who holds a professional or graduate degree, with the exception of an honorary degree, from a professional school or a college or university, which degree is acquired through attendance at a professional school or in graduate study at a college or university for a period of at least three academic years, and which degree is a requirement or an alternative requirement of the United States Navy for qualification for service in the special-duty-only classification for which the officer is designated, shall be credited

61 Stat. 829.
34 U. S. C., Supp. II,
§ 3c note.

Crediting of active
service for special
duty.

61 Stat. 869.
34 U. S. C., Supp. II,
§ 211b.

Maximum period of
active service.

Restriction.

61 Stat. 873.
34 U. S. C., Supp. II,
§ 77.

Computation of at-
tendance time at pro-
fessional school, etc.

Credit of maximum
period.

Supra; *post*, p. 570.

Adjustment of lineal position.

61 Stat. 833.
34 U. S. C., Supp. II,
§ 211a.
Ante, p. 567.

Temporary promotion below captain.

Selection boards.
Ante, p. 569.
Supra.
61 Stat. 829.
34 U. S. C., Supp. II,
§ 3e note.
61 Stat. 869.
34 U. S. C., Supp. II,
§ 211b.
Promotion zone.

Ante, p. 569; *supra*.

61 Stat. 833.
34 U. S. C., Supp. II,
§ 211a.
Ante, p. 567.

with the maximum period of three calendar years of active service without regard to the actual time elapsed between matriculation and qualification for the professional or graduate degree held.

SEC. 4. The lineal position of each officer described in section 2 of this Act shall be adjusted by advancing such officer on the lineal list established pursuant to section 304 of the Officer Personnel Act of 1947, as amended, in accordance with his active service credit determined pursuant to sections 2 and 3 of this Act. If such adjustment would advance any such officer to a grade higher than the grade in which he is serving under a permanent or temporary appointment on the effective date of this Act, he shall be assigned a position on the lineal list senior to the line officer in his grade not restricted in the performance of duty who was the junior officer in the promotion zone last established for his grade and, when selected for promotion to the next higher grade, shall upon promotion be advanced to the position on the lineal list commensurate with his active-service credit: *Provided further*, That officers described in section 2 of this Act below the grade of captain whose names appear on a promotion list on the effective date of this Act, if not then eligible for temporary promotion to the next higher grade under other provisions of law, shall become so eligible on that date.

SEC. 5. As soon as practicable after each officer described in section 2 of this Act has been advanced on the lineal list pursuant to section 4 of this Act, the Secretary of the Navy shall appoint and convene selection boards pursuant to the provisions of title III of the Officer Personnel Act of 1947, as amended, to consider for temporary promotion to the next higher grade all eligible officers designated for special duty pursuant to section 401 of that Act. The promotion zone for each grade shall consist of those officers who have been advanced pursuant to section 4 of this Act, to a lineal position in such grade senior to the line officer of that grade not restricted in the performance of duty who was the junior officer in the promotion zone last established for that grade. Notwithstanding any other provision of law, all officers recommended for temporary promotion in the approved report of a selection board, appointed and convened as herein provided, shall be eligible for temporary promotion to the next higher grade on the date of approval of such report. Upon promotion to a higher grade and advancement on the lineal list pursuant to section 4 of this Act, each such officer shall be deemed to have as much service in grade as the line officer not restricted in the performance of duty who has not lost numbers or precedence and who is next junior to such officer on the lineal list.

SEC. 6. The Secretary of the Navy shall prescribe all necessary and proper regulations, not inconsistent with the provisions of sections 2, 3, 4, and 5 of this Act, for the computation and crediting of the active service credit provided by this Act to the officers entitled thereto, and for their appropriate advancement on the lineal list of officers established pursuant to section 304 of the Officer Personnel Act of 1947, as amended.

Approved August 5, 1949.

[CHAPTER 403]

AN ACT

August 8, 1949
[S. 1184]
[Public Law 211]

To encourage construction of rental housing on or in areas adjacent to Army, Navy, Marine Corps, and Air Force installations, and for other purposes.

National Housing Act, amendments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the National

Housing Act, as amended, is amended by adding at the end thereof a new title as follows:

"TITLE VIII—MILITARY HOUSING INSURANCE

"SEC. 801. As used in this title—

"(a) The term 'mortgage' means a first mortgage on real estate, in fee simple, or on a leasehold (1) under a lease for not less than ninety-nine years which is renewable; or (2) under a lease for a period of not less than fifty years to run from the date the mortgage was executed; and the term 'first mortgage' means such classes of first liens as are commonly given to secure advances on, or the unpaid purchase price of, real estate, under the laws of the State in which the real estate is located, together with the credit instruments, if any, secured thereby.

"(b) The term 'mortgagee' includes the original lender under a mortgage, and his successors and assigns approved by the Commissioner; and the term 'mortgagor' includes the original borrower under a mortgage, his successors and assigns.

"(c) The term 'maturity date' means the date on which the mortgage indebtedness would be extinguished if paid in accordance with periodic payments provided for in the mortgage.

"(d) The term 'rental housing' means housing, the occupancy of which is permitted by the owner thereof in consideration of the payment of agreed charges, whether or not by the termination of the agreement, such payment over a period of time will entitle the occupant to the ownership of the premises.

"(e) The term 'military' includes Army, Navy, Marine Corps, and Air Force.

"(f) The term 'State' includes the several States and Alaska, Hawaii, Puerto Rico, the District of Columbia, and the Virgin Islands.

"SEC. 802. There is hereby created a Military Housing Insurance Fund which shall be used by the Commissioner as a revolving fund for carrying out the provisions of this title, and mortgages insured under this title shall be known and referred to as 'military housing insured mortgages'. For the purposes of this fund there is hereby authorized to be appropriated the sum of \$10,000,000. For immediate needs pending such appropriation, the Commissioner is directed to transfer the sum of \$1,000,000 to such fund from the War Housing Insurance Fund created by section 602 of this Act, such amount to be reimbursed to the War Housing Insurance Fund upon the availability of the appropriations authorized by this section. General expenses of operation of the Federal Housing Administration under this title may be charged to the Military Housing Insurance Fund.

"SEC. 803. (a) In order to assist in relieving the acute shortage of housing which now exists at or in areas adjacent to military installations because of uncertainty as to the permanency of such installations and to increase the supply of rental housing accommodations available to military and civilian personnel at such installations, the Commissioner is authorized, upon application of the mortgagee, to insure mortgages (including advances on such mortgages during construction) which are eligible for insurance as hereinafter provided, and, upon such terms as the Commissioner may prescribe, to make commitments for so insuring such mortgages prior to the date of their execution or disbursement thereon: *Provided*, That the aggregate amount of principal obligations of all mortgages insured under this title shall not exceed \$500,000,000 except that with the approval of the President such aggregate amount may be increased to not to exceed \$1,000,000,000: *And provided further*, That no mortgage shall be insured under this

48 Stat. 1246.
12 U. S. C. § 1701 *et seq.*; Supp. II, § 1701c *et seq.*
Ante, pp. 29, 57, 421, 431, 432, 446; *post*, pp. 576, 681, 905.

"Mortgage."

"Mortgagee."

"Mortgagor."

"Maturity date."

"Rental housing."

"Military."

"State."

Military Housing Insurance Fund.

Appropriation authorized.
Post, p. 871.

55 Stat. 55.
12 U. S. C., Supp. II, § 1737.

Mortgage insurance.

Aggregate amount of principal obligations.

Time limitation.

title after July 1, 1951, except (A) pursuant to a commitment to insure issued on or before such date, or (B) a mortgage given to refinance an existing mortgage insured under this title and which does not exceed the original principal amount and unexpired term of such existing mortgage.

Eligibility require-
ments.

“(b) To be eligible for insurance under this title a mortgage shall meet the following conditions:

Restrictions, etc., on
mortgagor.

“(1) The mortgaged property shall be held by a mortgagor approved by the Commissioner. The Commissioner may, in his discretion, require such mortgagor to be regulated or restricted as to rents or sales, charges, capital structure, rate of return, and methods of operation. The Commissioner may make such contracts with, and acquire for not to exceed \$100 stock or interest in, any such mortgagor, as the Commissioner may deem necessary to render effective such restriction or regulation. Such stock or interest shall be paid for out of the Military Housing Insurance Fund, and shall be redeemed by the mortgagor at par upon the termination of all obligations of the Commissioner under the insurance.

Use of property.

“(2) The mortgaged property shall be designed for rent for residential use by civilian or military personnel of the Army, Navy, Marine Corps, or Air Force (including Government contractors' employees) assigned to duty at the military installation at or in the area of which such property is constructed. Notwithstanding the provisions of any other law, preference or priority of opportunity in the occupancy of the mortgaged property for such personnel and their immediate families shall be provided under such regulations and procedures as may be prescribed by the Commissioner. No mortgage shall be insured under this title unless the Secretary of Defense or his designee shall have certified to the Commissioner that the housing with respect to which the mortgage is made is necessary to provide adequate housing for such personnel, that such installation is deemed to be a permanent part of the Military Establishment, and that there is no present intention to substantially curtail activities at such installation.

Certification by Sec-
retary of Defense.

Amount of principal
obligation.

“(3) The mortgage shall involve a principal obligation in an amount—

“(A) not to exceed \$5,000,000; and

“(B) not to exceed 90 per centum of the amount which the Commissioner estimates will be the replacement cost of the property or project when the proposed improvements are completed; and

“(C) not to exceed an average of \$8,100 per family unit for such part of such property or project as may be attributable to dwelling use, except that where the Secretary of Defense or his designee in exceptional cases certifies and the Commissioner concurs in such certification that the needs would be better served by single-family detached dwelling units the mortgage may involve a principal obligation not to exceed \$9,000 per family unit for such part of such property as may be attributable to such dwelling units.

Interest.

The mortgage shall provide for complete amortization by periodic payment within such terms as the Commissioner shall prescribe, and shall bear interest (exclusive of premium charges for insurance) at not to exceed 4 per centum per annum of the amount of the principal obligation outstanding at any time. The Commissioner may consent to the release of a part or parts of the mortgaged property from the lien of the mortgage upon such terms and conditions as he may prescribe and the mortgage may provide for such release.

"(c) The Commissioner is authorized to fix a premium charge for the insurance of mortgages under this title but in the case of any mortgage such charge shall not be less than an amount equivalent to one half of 1 per centum per annum nor more than an amount equivalent to 1½ per centum per annum of the amount of the principal obligation of the mortgage outstanding at any time, without taking into account delinquent payments or prepayments. Such premium charges shall be payable by the mortgagee, either in cash, or in debentures issued by the Commissioner under this title at par plus accrued interest, in such manner as may be prescribed by the Commissioner: *Provided*, That the Commissioner may require the payment of one or more such premium charges at the time the mortgage is insured, at such discount rate as he may prescribe not in excess of the interest rate specified in the mortgage. If the Commissioner finds, upon the presentation of a mortgage for insurance and the tender of the initial premium charge and such other charges as the Commissioner may require that the mortgage complies with the provisions of this title, such mortgage may be accepted for insurance by indorsement or otherwise as the Commissioner may prescribe. In the event that the principal obligation of any mortgage accepted for insurance under this title is paid in full prior to the maturity date, the Commissioner is further authorized in his discretion to require the payment by the mortgagee of an adjusted premium charge in such amount as the Commissioner determines to be equitable but not in excess of the aggregate amount of the premium charges that the mortgagee would otherwise have been required to pay if the mortgage had continued to be insured under this title until such maturity date; and in the event that the principal obligation is paid in full as herein set forth, the Commissioner is authorized to refund to the mortgagee for the account of the mortgagor all, or such portion as he shall determine to be equitable, of the current unearned premium charges theretofore paid.

"(d) The failure of the mortgagor to make any payment due under or provided to be paid by the terms of a mortgage insured under this title shall be considered a default under such mortgage, and, if such default continues for a period of thirty days, the mortgagee shall be entitled to receive the benefits of the insurance as hereinafter provided, upon assignment, transfer, and delivery to the Commissioner, within a period and in accordance with rules and regulations to be prescribed by the Commissioner of (1) all rights and interest arising under the mortgage so in default; (2) all claims of the mortgagee against the mortgagors or others, arising out of the mortgage transactions; (3) all policies of title or other insurance or surety bonds or other guaranties and any and all claims thereunder; (4) any balance of the mortgage loan not advanced to the mortgagor; (5) any cash or property held by the mortgagee, or to which it is entitled, as deposits made for the account of the mortgagor and which have not been applied in reduction of the principal of the mortgage indebtedness; and (6) all records, documents, books, papers, and accounts relating to the mortgage transaction. Upon such assignment, transfer, and delivery, the obligation of the mortgagee to pay the premium charges for mortgage insurance shall cease, and the Commissioner shall, subject to the cash adjustment provided for in subsection (e) of this section, issue to the mortgagee debentures having a total face value equal to the value of the mortgage, and a certificate of claim as hereinafter provided. For the purposes of this subsection, the value of the mortgage shall be determined in accordance with rules and regulations prescribed by the Commissioner, by adding to the amount of the original principal obligation of the mortgage which was unpaid on the date of default,

Premium charge.

Initial premium charge or charges.

Adjusted premium charge.

Refund of current unearned premium charges.

Default; insurance benefits.

Debentures and certificates of claims.

Determination of mortgage value.

Foreclosure; insurance benefits.

Acquisition of mortgaged property by U. S.

Debentures.

Execution of debentures.

Maturity.
Tax exemption.

the amount the mortgagee may have paid for (A) taxes, special assessments, and water rates, which are liens prior to the mortgage; (B) insurance on the property; and (C) reasonable expenses for the completion and preservation of the property and any mortgage insurance premiums paid after default; less the sum of (i) an amount equivalent to 1 per centum of the unpaid amount of such principal obligation on the date of default; (ii) any amount received on account of the mortgage after such date; and (iii) any net income received by the mortgagee from the property after such date: *Provided*, That the mortgagee in the event of a default under the mortgage may, at its option and in accordance with regulations of, and in a period to be determined by the Commissioner, proceed to foreclose on and obtain possession of or otherwise acquire such property from the mortgagor after default, and receive the benefits of the insurance as hereinafter provided, upon (1) the prompt conveyance to the Commissioner of title to the property which meets the requirements of the rules and regulations of the Commissioner in force at the time the mortgage was insured, and which is evidenced in the manner prescribed by such rules and regulations; and (2) the assignment to him of all claims of the mortgagee against the mortgagor or others, arising out of the mortgage transaction or foreclosure proceedings, except such claims that may have been released with the consent of the Commissioner. Upon such conveyance and assignment, the obligation of the mortgagee to pay the premium charges for insurance shall cease and the mortgagee shall be entitled to receive the benefits of the insurance as provided in this subsection, except that in such event the 1 per centum deduction, set out in (i) hereof, shall not apply. If, during the time the mortgage is insured and before the mortgagee has received the benefits of the insurance, the United States acquires, or commences eminent domain proceedings to acquire, all or a substantial part (as defined by the Commissioner) of the mortgaged property for the use of the National Military Establishment, the mortgagee may, at its election, within such time and in accordance with such regulations as the Commissioner may prescribe, receive the benefits of the insurance as provided in this subsection, notwithstanding the fact that the mortgage may not be in default.

“(e) Debentures issued under this title shall be in such form and denominations in multiples of \$50, shall be subject to such terms and conditions, and shall include such provisions for redemption, if any, as may be prescribed by the Commissioner with the approval of the Secretary of the Treasury, and may be in coupon or registered form. Any difference between the value of the mortgage determined as herein provided and the aggregate face value of the debentures issued, not to exceed \$50, shall be adjusted by the payment of cash by the Commissioner to the mortgagee from the Military Housing Insurance Fund.

“(f) Debentures issued under this title shall be executed in the name of the Military Housing Insurance Fund as obligor, shall be signed by the Commissioner, by either his written or engraved signature, and shall be negotiable. All such debentures shall be dated as of the date of default as determined in accordance with subsection (d) of this section, and shall bear interest from such date at a rate determined by the Commissioner with the approval of the Secretary of the Treasury, at the time the mortgage was accepted for insurance, but not to exceed 3 per centum per annum, payable semiannually on the 1st day of January and the 1st day of July of each year, and shall mature ten years after the date thereof. Such debentures shall be exempt, both as to principal and interest, from all taxation (except surtaxes, estate, inheritance, and gift taxes) now or hereafter imposed

by any Territory, dependency, or possession of the United States or by the District of Columbia, or by any State, county, municipality, or local taxing authority. They shall be paid out of the Military Housing Insurance Fund, which shall be primarily liable therefor, and they shall be fully and unconditionally guaranteed as to principal and interest by the United States, and such guaranty shall be expressed on the face of the debentures. In the event the Military Housing Insurance Fund fails to pay upon demand, when due, the principal of or interest on any debentures so guaranteed, the Secretary of the Treasury shall pay to the holders the amount thereof which is hereby authorized to be appropriated, and thereupon to the extent of the amount so paid the Secretary of the Treasury shall succeed to all the rights of the holders of such debentures.

“(g) The certificate of claim issued by the Commissioner to any mortgagee in connection with the insurance of mortgages under this title shall be for an amount determined in accordance with subsections (e) and (f) of section 604 of this Act, except that any amount remaining after the payment of the full amount under the certificate of claim shall be retained by the Commissioner and credited to the Military Housing Insurance Fund.

“(h) The provisions of section 207 (k) and section 207 (l) of this Act shall be applicable to mortgages insured under this title and to property acquired by the Commissioner hereunder, except that as applied to such mortgages and property (1) all references in such sections to the ‘Housing Fund’ shall be construed to refer to the ‘Military Housing Insurance Fund’, and (2) the reference in section 207 (k) to ‘subsection (g)’ shall be construed to refer to ‘subsection (d)’ of this section 803.

“(i) The Commissioner shall also have power to insure under this title or titles II or VI any mortgage executed in connection with the sale by him of any property acquired under this title without regard to any limit as to eligibility, time or aggregate amount contained in this title or titles II or VI.

“(j) Any contract of insurance executed by the Commissioner under this title shall be conclusive evidence of the eligibility of the mortgage for insurance, and the validity of any contract of insurance so executed shall be incontestable in the hands of an approved mortgagee from the date of the execution of such contract, except for fraud or misrepresentation on the part of such approved mortgagee.

“(k) In order to assure an adequate market for mortgages insured under this title, the powers of the Federal National Mortgage Association and of any other Federal corporation or other Federal agency hereafter established, to purchase, service, or sell any mortgages, or partial interests therein, may be utilized in connection with mortgages insured under this title.

“SEC. 804. (a) Moneys in the Military Housing Insurance Fund not needed for current operations under this title shall be deposited with the Treasurer of the United States to the credit of the Military Housing Insurance Fund, or invested in bonds or other obligations of, or in bonds or other obligations guaranteed as to principal and interest by, the United States. The Commissioner may, with the approval of the Secretary of the Treasury, purchase in the open market debentures issued under the provisions of this title. Such purchases shall be made at a price which will provide an investment yield of not less than the yield obtainable from other investments authorized by this section. Debentures so purchased shall be cancelled and not reissued.

“(b) Premium charges, adjusted premium charges, and appraisal and other fees, received on account of the insurance of any mortgage insured under this title, the receipts derived from any such mortgage

Failure of Fund to pay.

Certificate of claim.

55 Stat. 60.
12 U. S. C. § 1739
(e), (f).

52 Stat. 20, 21.
12 U. S. C. § 1713
(k), (l).

Ante, p. 573.

48 Stat. 1247; 55
Stat. 55.
12 U. S. C. §§ 1707-
1715e, 1736-1743; Supp.
II, §§ 1709 *et seq.*,
1736 *et seq.*
Ante, pp. 29, 421;
post, pp. 576, 681, 905.
Evidence of eligi-
bility.

Deposit of surplus
moneys.

Purchase of debentures by Commis-
sioner.

Charges and credits
to Fund.

or claim assigned to the Commissioner and from any property acquired by the Commissioner, and all earnings on the assets of the Military Housing Insurance Fund, shall be credited to the Military Housing Insurance Fund. The principal of and interest paid and to be paid on debentures issued in exchange for any mortgage or property insured under this title, cash adjustments, and expenses incurred in the handling of such mortgages or property and in the foreclosure and collection of mortgages and claims assigned to the Commissioner under this title, shall be charged to the Military Housing Insurance Fund.

Lease of property by
armed services.

10 U. S. C., Supp.
II, §§ 1270-1270b, 1270d;
34 U. S. C., Supp. II,
§§ 522a-522c, 522e.

"SEC. 805. Whenever the Secretary of the Army, Navy, or Air Force determines that it is desirable to lease real property within the meaning of the Act of August 5, 1947 (61 Stat. 774), to effectuate the purposes of this title, the Secretary concerned is authorized to lease such property under the authority of said Act upon such terms and conditions as in his opinion will best serve the national interest without regard to the limitations imposed by said Act in respect to the term or duration of the lease, and the power vested in the Secretary of the Department concerned to revoke any lease made pursuant to said Act in the event of a national emergency declared by the President shall not apply. Whenever the Secretary of the Army, Navy, or Air Force determines it to be in the interest of national defense, he is hereby authorized to sell, transfer, and convey at fair value (as determined by him), for use under this title, all or any right, title, and interest in any real property under his jurisdiction, notwithstanding any limitations or requirements of law with respect to the use or disposition of such property. The authority conferred by this section shall be in addition to and not in derogation of any other power or authority of the Secretary of the Army, Navy, or Air Force.

Sale, etc., of prop-
erty.

Ante, p. 57.
Nonapplicability to
Alaska.

"SEC. 806. The second sentence of section 214 of the National Housing Act, as amended, relating to housing in the Territory of Alaska, shall not apply to mortgages insured under this title on property in said Territory.

Taxation of real
property.

"SEC. 807. Nothing in this title shall be construed to exempt any real property acquired and held by the Commissioner under this title from taxation by any State or political subdivision thereof, to the same extent, according to its value, as other real property is taxed.

Rules and regula-
tions.

48 Stat. 1246, 1247.
12 U. S. C., Supp.
II, §§ 1702, 1706.
Post, p. 905.

"SEC. 808. The Commissioner is authorized and directed to make such rules and regulations as may be necessary to carry out the provisions of this title."

53 Stat. 807.
12 U. S. C. § 1715c (a).

SEC. 2. Sections 1 and 5 of the National Housing Act, as amended, are further amended by striking out the words "titles II, III, VI, and VII" each time they appear and inserting in lieu thereof the words "titles II, III, VI, VII, and VIII".

48 Stat. 1252.
12 U. S. C., Supp.
II, § 1716 (a).
Post, p. 906.

SEC. 3. Section 212 (a) of said Act, as amended, is further amended by striking out the words "effective date of this section," and inserting in lieu thereof the words "effective date of this section, or under title VIII."

SEC. 4. Section 301 (a) of said Act, as amended, is further amended—

(1) By striking out of paragraph (1) the words "under title II, or title VI" and inserting in lieu thereof the words "under title II, title VI, or title VIII"; and

(2) By striking out the period and adding the following proviso at the end of paragraph (1) (E): " : *Provided*, That such aggregate amount paid by the Association shall not include any amount paid by it for a mortgage or mortgages which are insured under title VIII of this Act; and".

10 U. S. C., Supp.
II, § 1269; 34 U. S. C.,
Supp. II, § 553a.

SEC. 5. (a) Section 1 of the Act of July 30, 1947 (61 Stat. 675), is hereby amended to read as follows:

"The Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force, or their designees within their respective establishments, are authorized to sell and contract to sell, under such regulations and at such prices and for such periods of time, as the Secretary concerned may prescribe, to purchasers within, or in the immediate vicinity of, naval or military activities, such utilities and related services as are not otherwise available from local private or public sources."

(b) Section 2 of said Act is hereby amended to read as follows:

"SEC. 2. The utilities and related services authorized to be sold under this Act are: (1) Electric power, (2) steam, (3) compressed air, (4) water, (5) sewage and garbage disposal services, (6) gas (natural, manufactured, or mixed), (7) ice, (8) mechanical refrigeration, and (9) telephone service; and the proceeds received for any such utilities and related services sold pursuant to the authority of this Act shall be credited to the appropriation or appropriations currently available for the supply of such services: *Provided*, That any utility or related service provided and sold under the authority of this Act shall not be so provided unless it is determined that the utility or related service is not at the time of such sale or contract to sell available from a private or other public source, and that the furnishing thereof is in the interest of national defense or in the public interest."

(c) Section 3 of said Act is hereby amended by deleting the words "The Secretary of the Navy and Secretary of War" and substituting therefor the words "The Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force".

(d) Section 5 of said Act is hereby repealed.

Approved August 8, 1949.

Sale of utilities.

61 Stat. 675.
10 U. S. C., Supp.
II, § 1269a; 34 U. S. C.,
Supp. II, § 553b.

Restriction.

61 Stat. 675.
10 U. S. C., Supp.
II, § 1269b; 34 U. S. C.,
Supp. II, § 553b.

61 Stat. 675.
10 U. S. C., Supp.
II, § 1269 note; 34
U. S. C., Supp. II,
§ 553a note.

[CHAPTER 404]

AN ACT

To amend section 6 of the Civil Service Retirement Act of May 29, 1930, as amended.

August 8, 1949
[S. 1459]

[Public Law 212]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by adding at the end of the first paragraph thereof the following: "Such time limitation may also be waived in the case of an officer or employee whose disabling condition is essentially chronic, deteriorative, or progressive in nature and can reasonably be assumed to have existed at date of separation, but the application in such case must be filed with the Civil Service Commission within one year after the date of separation; in the case of any such person heretofore separated from service, application may be filed within six months after the effective date of this Act."

Approved August 8, 1949.

Civil Service Retirement Act, amendment.

46 Stat. 472.
5 U. S. C., Supp. II,
§ 710.
Waiver of time limitation.

[CHAPTER 405]

AN ACT

To amend the Act entitled "An Act to authorize the construction of experimental submarines, and for other purposes", approved May 16, 1947.

August 8, 1949
[S. 1505]

[Public Law 213]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proviso contained in the Act entitled "An Act to authorize the construction of experimental submarines, and for other purposes", approved May 16, 1947 (61 Stat. 96), is hereby amended by striking out "\$30,000,000" and inserting in lieu thereof "\$41,000,000".

Approved August 8, 1949.

Experimental submarines.

34 U. S. C., Supp.
II, § 489.

[CHAPTER 406]

AN ACT

August 8, 1949
[S. 2030]
[Public Law 214]

To clarify the laws relating to the compensation of postmasters at fourth-class post offices which have been advanced because of unusual conditions.

Postal Service.
Compensation of
fourth-class postmas-
ters.

43 Stat. 1055.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last proviso in section 1 of the Act entitled "An Act reclassifying the salaries of postmasters and employees of the Postal Service, readjusting their salaries and compensation on an equitable basis, increasing postal rates to provide for such readjustment, and for other purposes", approved February 28, 1925, as amended (39 U. S. C., sec. 60), is amended to read as follows: "*Provided*, That any post office so advanced shall be retained in the class to which advanced until July 1 of the calendar year following the calendar year in which it was so advanced, at which time it shall be assigned to the appropriate class upon the basis of its receipts for the preceding calendar year."

39 U. S. C. §§ 57, 57c
notes.

SEC. 2. Section 2 of the Act entitled "An Act to place postmasters at fourth-class post offices on an annual salary basis, and fix their rate of pay; and provide allowances for rent, fuel, light, and equipment, and fix the rates thereof", approved March 29, 1944 (58 Stat. 130), is amended by inserting before the period at the end thereof a colon and the following: "*And provided further*, That when a newly established office of the fourth class has been advanced to a higher salary rate, the postmaster's salary shall not again be adjusted until July 1 of the calendar year following the calendar year in which such office was established, except that this proviso shall not be construed to prevent the advancement prior to such date of any such office to a higher class when the receipts of a preceding quarter warrant such advancement."

Approved August 8, 1949.

[CHAPTER 407]

JOINT RESOLUTION

August 8, 1949
[H. J. Res. 327]
[Public Law 215]

Making an additional appropriation for control of emergency outbreaks of insects and plant diseases.

Additional appro-
priation, 1950.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sum is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1950:

DEPARTMENT OF AGRICULTURE

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

Ante, p. 335.

For an additional amount for "Control of emergency outbreaks of insects and plant diseases", \$1,750,000.

Approved August 8, 1949.

[CHAPTER 412]

AN ACT

August 10, 1949
[H. R. 5632]
[Public Law 216]

To reorganize fiscal management in the National Military Establishment to promote economy and efficiency, and for other purposes.

National Security
Act Amendments of
1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SHORT TITLE

SECTION 1. This Act may be cited as the "National Security Act Amendments of 1949".

SEC. 2. Section 2 of the National Security Act of 1947 is amended to read as follows:

"SEC. 2. In enacting this legislation, it is the intent of Congress to provide a comprehensive program for the future security of the United States; to provide for the establishment of integrated policies and procedures for the departments, agencies, and functions of the Government relating to the national security; to provide three military departments, separately administered, for the operation and administration of the Army, the Navy (including naval aviation and the United States Marine Corps), and the Air Force, with their assigned combat and service components; to provide for their authoritative coordination and unified direction under civilian control of the Secretary of Defense but not to merge them; to provide for the effective strategic direction of the armed forces and for their operation under unified control and for their integration into an efficient team of land, naval, and air forces but not to establish a single Chief of Staff over the armed forces nor an armed forces general staff (but this is not to be interpreted as applying to the Joint Chiefs of Staff or Joint Staff)."

61 Stat. 496.
50 U. S. C., Supp.
II, § 401.
Declaration of
policy

CHANGE IN COMPOSITION OF THE NATIONAL SECURITY COUNCIL

SEC. 3. The fourth paragraph of section 101 (a) of the National Security Act of 1947 is amended to read as follows:

"The Council shall be composed of—

- "(1) the President;
- "(2) the Vice President;
- "(3) the Secretary of State;
- "(4) the Secretary of Defense;
- "(5) the Chairman of the National Security Resources Board;

and

"(6) The Secretaries and Under Secretaries of other executive departments and of the military departments, the Chairman of the Munitions Board, and the Chairman of the Research and Development Board, when appointed by the President by and with the advice and consent of the Senate, to serve at his pleasure."

61 Stat. 496.
50 U. S. C., Supp.
II, § 402 (a).

CONVERSION OF THE NATIONAL MILITARY ESTABLISHMENT INTO AN EXECUTIVE DEPARTMENT

SEC. 4. Section 201 of the National Security Act of 1947 is amended to read as follows:

"SEC. 201. (a) There is hereby established, as an Executive Department of the Government, the Department of Defense, and the Secretary of Defense shall be the head thereof.

"(b) There shall be within the Department of Defense (1) the Department of the Army, the Department of the Navy, and the Department of the Air Force, and each such department shall on and after the date of enactment of the National Security Act Amendments of 1949 be military departments in lieu of their prior status as Executive Departments, and (2) all other agencies created under title II of this Act.

"(c) Section 158 of the Revised Statutes, as amended, is amended to read as follows:

"SEC. 158. The provisions of this title shall apply to the following Executive Departments:

- "First. The Department of State.
- "Second. The Department of Defense.
- "Third. The Department of the Treasury.
- "Fourth. The Department of Justice.

61 Stat. 499.
50 U. S. C., Supp. II,
§ 171.

5 U. S. C. § 1.

Applicability of pro-
visions.

“Fifth. The Post Office Department.
 “Sixth. The Department of the Interior.
 “Seventh. The Department of Agriculture.
 “Eighth. The Department of Commerce.
 “Ninth. The Department of Labor.”

“(d) Except to the extent inconsistent with the provisions of this Act, the provisions of title IV of the Revised Statutes as now or hereafter amended shall be applicable to the Department of Defense.”

THE SECRETARY OF DEFENSE

61 Stat. 500.
 5 U. S. C., Supp. II,
 § 171a.
Note, p. 30.

SEC. 5. Section 202 of the National Security Act of 1947, as amended, is further amended to read as follows:

Noneligibility for
 appointment.

“SEC. 202. (a) There shall be a Secretary of Defense, who shall be appointed from civilian life by the President, by and with the advice and consent of the Senate: *Provided*, That a person who has within ten years been on active duty as a commissioned officer in a Regular component of the armed services shall not be eligible for appointment as Secretary of Defense.

Duties.

“(b) The Secretary of Defense shall be the principal assistant to the President in all matters relating to the Department of Defense. Under the direction of the President, and subject to the provisions of this Act, he shall have direction, authority, and control over the Department of Defense.

Combatant func-
 tions.

“(c) (1) Notwithstanding any other provision of this Act, the combatant functions assigned to the military services by sections 205 (e), 206 (b), 206 (c), and 208 (f) hereof shall not be transferred, reassigned, abolished, or consolidated.

61 Stat. 501, 502, 504.
 5 U. S. C., Supp. II,
 §§ 181-1 (e), 411a (b),
 (c), 626c (f).

“(2) Military personnel shall not be so detailed or assigned as to impair such combatant functions.

“(3) The Secretary of Defense shall not direct the use and expenditure of funds of the Department of Defense in such manner as to effect the results prohibited by paragraphs (1) and (2) of this subsection.

Administration of
 Departments.

“(4) The Departments of the Army, Navy, and Air Force shall be separately administered by their respective Secretaries under the direction, authority, and control of the Secretary of Defense.

Transfer, etc., of
 functions.

“(5) Subject to the provisions of paragraph (1) of this subsection no function which has been or is hereafter authorized by law to be performed by the Department of Defense shall be substantially transferred, reassigned, abolished or consolidated until after a report in regard to all pertinent details shall have been made by the Secretary of Defense to the Committees on Armed Services of the Congress.

Recommendations
 to Congress.

“(6) No provision of this Act shall be so construed as to prevent a Secretary of a military department or a member of the Joint Chiefs of Staff from presenting to the Congress, on his own initiative, after first so informing the Secretary of Defense, any recommendation relating to the Department of Defense that he may deem proper.

Reports to Presi-
 dent and Congress.

“(d) The Secretary of Defense shall not less often than semi-annually submit written reports to the President and the Congress covering expenditures, work and accomplishments of the Department of Defense, accompanied by (1) such recommendations as he shall deem appropriate, (2) separate reports from the military departments covering their expenditures, work and accomplishments, and (3) itemized statements showing the savings of public funds and the eliminations of unnecessary duplications and overlappings that have been accomplished pursuant to the provisions of this Act.

Seal.

“(e) The Secretary of Defense shall cause a seal of office to be made for the Department of Defense, of such design as the President shall approve, and judicial notice shall be taken thereof.

“(f) The Secretary of Defense may, without being relieved of his responsibility therefor, and unless prohibited by some specific provision of this Act or other specific provision of law, perform any function vested in him through or with the aid of such officials or organizational entities of the Department of Defense as he may designate.”

Authority of Secretary.

DEPUTY SECRETARY OF DEFENSE; ASSISTANT SECRETARIES OF DEFENSE;
MILITARY ASSISTANTS; AND CIVILIAN PERSONNEL

SEC. 6. (a) Section 203 of the National Security Act of 1947 is amended to read as follows:

61 Stat. 500,
5 U. S. C., Supp. II,
§ 171e.
Deputy Secretary.

“SEC. 203. (a) There shall be a Deputy Secretary of Defense, who shall be appointed from civilian life by the President, by and with the advice and consent of the Senate: *Provided*, That a person who has within ten years been on active duty as a commissioned officer in a Regular component of the armed services shall not be eligible for appointment as Deputy Secretary of Defense. The Deputy Secretary shall perform such duties and exercise such powers as the Secretary of Defense may prescribe and shall take precedence in the Department of Defense next after the Secretary of Defense. The Deputy Secretary shall act for, and exercise the powers of, the Secretary of Defense during his absence or disability.

Noneligibility for appointment.

Duties.

“(b) There shall be three Assistant Secretaries of Defense, who shall be appointed from civilian life by the President, by and with the advice and consent of the Senate. The Assistant Secretaries shall perform such duties and exercise such powers as the Secretary of Defense may prescribe and shall take precedence in the Department of Defense after the Secretary of Defense, the Deputy Secretary of Defense, the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force.

Assistant Secretaries.

Duties.

“(c) Officers of the armed services may be detailed to duty as assistants and personal aides to the Secretary of Defense, but he shall not establish a military staff other than that provided for by section 211 (a) of this Act.”

Military assistants.

(b) Section 204 of the National Security Act of 1947 is amended to read as follows:

61 Stat. 505,
5 U. S. C., Supp. II,
§ 171f (a).
Infra.
61 Stat. 500,
5 U. S. C., Supp. II,
§ 171d.

“SEC. 204. The Secretary of Defense is authorized, subject to the civil-service laws and the Classification Act of 1923, as amended, to appoint and fix the compensation of such civilian personnel as may be necessary for the performance of the functions of the Department of Defense other than those of the Departments of the Army, Navy, and Air Force.”

42 Stat. 1488.
5 U. S. C. § 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

CREATING THE POSITION OF CHAIRMAN OF THE JOINT CHIEFS OF STAFF AND
PREScribing HIS POWERS AND DUTIES

SEC. 7. (a) Section 210 of the National Security Act of 1947 is amended to read as follows:

61 Stat. 504,
5 U. S. C., Supp. II,
§ 171e.
Armed Forces Policy Council.

“SEC. 210. There shall be within the Department of Defense an Armed Forces Policy Council composed of the Secretary of Defense, as Chairman, who shall have power of decision; the Deputy Secretary of Defense; the Secretary of the Army; the Secretary of the Navy; the Secretary of the Air Force; the Chairman of the Joint Chiefs of Staff; the Chief of Staff, United States Army; the Chief of Naval Operations; and the Chief of Staff, United States Air Force. The Armed Forces Policy Council shall advise the Secretary of Defense on matters of broad policy relating to the armed forces and shall consider and report on such other matters as the Secretary of Defense may direct.”

Duties.

(b) Section 211 of the National Security Act of 1947 is amended to read as follows:

61 Stat. 505,
5 U. S. C., Supp. II,
§ 171f.

Joint Chiefs of Staff.	“SEC. 211. (a) There is hereby established within the Department of Defense the Joint Chiefs of Staff, which shall consist of the Chairman, who shall be the presiding officer thereof but who shall have no vote; the Chief of Staff, United States Army, the Chief of Naval Operations; and the Chief of Staff, United States Air Force. The Joint Chiefs of Staff shall be the principal military advisers to the President, the National Security Council, and the Secretary of Defense.
Military advisers.	
Duties.	“(b) Subject to the authority and direction of the President and the Secretary of Defense, the Joint Chiefs of Staff shall perform the following duties, in addition to such other duties as the President or the Secretary of Defense may direct: <ul style="list-style-type: none"> “(1) preparation of strategic plans and provision for the strategic direction of the military forces; “(2) preparation of joint logistic plans and assignment to the military services of logistic responsibilities in accordance with such plans; “(3) establishment of unified commands in strategic areas; “(4) review of major material and personnel requirements of the military forces in accordance with strategic and logistic plans; “(5) formulation of policies for joint training of the military forces; “(6) formulation of policies for coordinating the military education of members of the military forces; and “(7) providing United States representation on the Military Staff Committee of the United Nations in accordance with the provisions of the Charter of the United Nations.
Chairman; term.	“(c) The Chairman of the Joint Chiefs of Staff (hereinafter referred to as the ‘Chairman’) shall be appointed by the President, by and with the advice and consent of the Senate, from among the Regular officers of the armed services to serve at the pleasure of the President for a term of two years and shall be eligible for one reappointment, by and with the advice and consent of the Senate, except in time of war hereafter declared by the Congress when there shall be no limitation on the number of such reappointments. The Chairman shall receive the basic pay and basic and personal money allowances prescribed by law for the Chief of Staff, United States Army, and such special pays and hazardous duty pays to which he may be entitled under other provisions of law.
Pay and allowances.	“(d) The Chairman, if in the grade of general, shall be additional to the number of officers in the grade of general provided in the third proviso of section 504 (b) of the Officer Personnel Act of 1947 (Public Law 381, Eightieth Congress) or, if in the rank of admiral, shall be additional to the number of officers having the rank of admiral provided in section 413 (a) of such Act. While holding such office he shall take precedence over all other officers of the armed services: <i>Provided</i> , That the Chairman shall not exercise military command over the Joint Chiefs of Staff or over any of the military services.
61 Stat. 886. 10 U. S. C., Supp. II, § 506b (b).	
61 Stat. 875. 34 U. S. C., Supp. II, § 211d (a).	
Additional duties of Chairman.	“(e) In addition to participating as a member of the Joint Chiefs of Staff in the performance of the duties assigned in subsection (b) of this section, the Chairman shall, subject to the authority and direction of the President and the Secretary of Defense, perform the following duties: <ul style="list-style-type: none"> “(1) serve as the presiding officer of the Joint Chiefs of Staff; “(2) provide agenda for meetings of the Joint Chiefs of Staff and assist the Joint Chiefs of Staff to prosecute their business as promptly as practicable; and “(3) inform the Secretary of Defense and, when appropriate as determined by the President or the Secretary of Defense, the

President, of those issues upon which agreement among the Joint Chiefs of Staff has not been reached.”

(c) Section 212 of the National Security Act of 1947 is amended to read as follows:

“SEC. 212. There shall be, under the Joint Chiefs of Staff, a Joint Staff to consist of not to exceed two hundred and ten officers and to be composed of approximately equal numbers of officers appointed by the Joint Chiefs of Staff from each of the three armed services. The Joint Staff, operating under a Director thereof appointed by the Joint Chiefs of Staff, shall perform such duties as may be directed by the Joint Chiefs of Staff. The Director shall be an officer junior in grade to all members of the Joint Chiefs of Staff.”

61 Stat. 505,
5 U. S. C., Supp. II,
§ 171g.
Joint Staff.

CHANGING THE RELATIONSHIP OF THE SECRETARY OF DEFENSE TO THE MUNITIONS BOARD

SEC. 8. Section 213 of the National Security Act of 1947 is amended to read as follows:

“SEC. 213. (a) There is hereby established in the Department of Defense a Munitions Board (hereinafter in this section referred to as the ‘Board’).

61 Stat. 505,
5 U. S. C., Supp. II,
§ 171h.
Munitions Board.

“(b) The Board shall be composed of a Chairman, who shall be the head thereof and who shall, subject to the authority of the Secretary of Defense and in respect to such matters authorized by him, have the power of decision upon matters falling within the jurisdiction of the Board, and an Under Secretary or Assistant Secretary from each of the three military departments, to be designated in each case by the Secretaries of their respective departments. The Chairman shall be appointed from civilian life by the President, by and with the advice and consent of the Senate, and shall receive compensation at the rate of \$14,000 a year.

Composition.

Chairman.

“(c) Subject to the authority and direction of the Secretary of Defense, the Board shall perform the following duties in support of strategic and logistic plans and in consonance with guidance in those fields provided by the Joint Chiefs of Staff, and such other duties as the Secretary of Defense may prescribe:

Duties of Board.

“(1) coordination of the appropriate activities with regard to industrial matters, including the procurement, production, and distribution plans of the Department of Defense;

“(2) planning for the military aspects of industrial mobilization;

“(3) assignment of procurement responsibilities among the several military departments and planning for standardization of specifications and for the greatest practicable allocation of purchase authority of technical equipment and common use items on the basis of single procurement;

“(4) preparation of estimates of potential production, procurement, and personnel for use in evaluation of the logistic feasibility of strategic operations;

“(5) determination of relative priorities of the various segments of the military procurement programs;

“(6) supervision of such subordinate agencies as are or may be created to consider the subjects falling within the scope of the Board’s responsibilities;

“(7) regrouping, combining, or dissolving of existing inter-service agencies operating in the fields of procurement, production, and distribution in such manner as to promote efficiency and economy;

“(8) maintenance of liaison with other departments and agencies for the proper correlation of military requirements with the

civilian economy, particularly in regard to the procurement or disposition of strategic and critical material and the maintenance of adequate reserves of such material, and making of recommendations as to policies in connection therewith; and

“(9) assembly and review of material and personnel requirements presented by the Joint Chiefs of Staff and by the production, procurement, and distribution agencies assigned to meet military needs, and making of recommendations thereon to the Secretary of Defense.

Termination of Joint
Army and Navy Mu-
nitions Board.

“(d) When the Chairman of the Board first appointed has taken office, the Joint Army and Navy Munitions Board shall cease to exist and all its records and personnel shall be transferred to the Munitions Board.

Personnel and facili-
ties.

“(e) The Secretary of Defense shall provide the Board with such personnel and facilities as the Secretary may determine to be required by the Board for the performance of its functions.”

CHANGING THE RELATIONSHIP OF THE SECRETARY OF DEFENSE TO THE RESEARCH AND DEVELOPMENT BOARD

61 Stat. 506.

5 U. S. C., Supp. II,
§ 1711.

Research and De-
velopment Board.

Composition.

SEC. 9. Section 214 of the National Security Act of 1947 is amended to read as follows:

“SEC. 214. (a) There is hereby established in the Department of Defense a Research and Development Board (hereinafter in this section referred to as the ‘Board’). The Board shall be composed of a Chairman, who shall be the head thereof and who shall, subject to the authority of the Secretary of Defense and in respect to such matters authorized by him, have the power of decision on matters falling within the jurisdiction of the Board, and two representatives from each of the Departments of the Army, Navy, and Air Force, to be designated by the Secretaries of their respective Departments. The Chairman shall be appointed from civilian life by the President, by and with the advice and consent of the Senate, and shall receive compensation at the rate of \$14,000 a year. The purpose of the Board shall be to advise the Secretary of Defense as to the status of scientific research relative to the national security, and to assist him in assuring adequate provision for research and development on scientific problems relating to the national security.

Chairman.

Purpose.

Duties.

“(b) Subject to the authority and direction of the Secretary of Defense, the Board shall perform the following duties and such other duties as the Secretary of Defense may prescribe:

“(1) preparation of a complete and integrated program of research and development for military purposes;

“(2) advising with regard to trends in scientific research relating to national security and the measures necessary to assure continued and increasing progress;

“(3) coordination of research and development among the military departments, and allocation among them of responsibilities for specific programs;

“(4) formulation of policy for the Department of Defense in connection with research and development matters involving agencies outside the Department of Defense; and

“(5) consideration of the interaction of research and development and strategy, and advising the Joint Chiefs of Staff in connection therewith.

Termination of Joint
Research and Devel-
opment Board.

“(c) When the Chairman of the Board first appointed has taken office, the Joint Research and Development Board shall cease to exist and all its records and personnel shall be transferred to the Research and Development Board.

"(d) The Secretary of Defense shall provide the Board with such personnel and facilities as the Secretary may determine to be required by the Board for the performance of its functions."

Personnel and facilities.

COMPENSATION OF SECRETARY OF DEFENSE, DEPUTY SECRETARY OF DEFENSE, SECRETARIES OF MILITARY DEPARTMENTS, AND CONSULTANTS

SEC. 10. (a) Section 301 of the National Security Act of 1947 is amended to read as follows:

61 Stat. 507.
5 U. S. C., Supp. II,
§§ 171b, 181-2, 411b,
626a.
Ante, p. 31.

"SEC. 301. (a) The Secretary of Defense shall receive the compensation prescribed by law for heads of executive departments.

"(b) The Deputy Secretary of Defense shall receive compensation at the rate of \$14,500 a year, or such other compensation plus \$500 a year as may hereafter be provided by law for under secretaries of executive departments. The Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force shall each receive compensation at the rate of \$14,000 a year, or such other compensation as may hereafter be provided by law for under secretaries of executive departments."

(b) Section 302 of the National Security Act of 1947 is amended to read as follows:

61 Stat. 507.
5 U. S. C., Supp. II,
§§ 181a, 182, 182a, 421a,
421b, 626b.

"SEC. 302. The Assistant Secretaries of Defense and the Under Secretaries and Assistant Secretaries of the Army, the Navy, and the Air Force shall each receive compensation at the rate of \$10,330 a year or at the rate hereafter prescribed by law for assistant secretaries of executive departments and shall perform such duties as the respective Secretaries may prescribe."

(c) Section 303 (a) of the National Security Act of 1947 is amended to read as follows:

61 Stat. 507.
50 U. S. C., Supp.
II, § 405 (a).

"(a) The Secretary of Defense, the Chairman of the National Security Resources Board, the Director of Central Intelligence, and the National Security Council, acting through its Executive Secretary, are authorized to appoint such advisory committees and to employ, consistent with other provisions of this Act, such part-time advisory personnel as they may deem necessary in carrying out their respective functions and the functions of agencies under their control. Persons holding other offices or positions under the United States for which they receive compensation, while serving as members of such committees, shall receive no additional compensation for such service. Other members of such committees and other part-time advisory personnel so employed may serve without compensation or may receive compensation at a rate not to exceed \$50 for each day of service, as determined by the appointing authority."

Advisory committees and personnel.

Compensation.

REORGANIZATION OF FISCAL MANAGEMENT TO PROMOTE ECONOMY AND EFFICIENCY

SEC. 11. The National Security Act of 1947 is amended by inserting at the end thereof the following new title:

61 Stat. 495.
5 U. S. C., Supp. II,
§ 171 note.

"TITLE IV

"PROMOTION OF ECONOMY AND EFFICIENCY THROUGH ESTABLISHMENT OF UNIFORM BUDGETARY AND FISCAL PROCEDURES AND ORGANIZATIONS

"COMPTROLLER OF DEPARTMENT OF DEFENSE

"SEC. 401. (a) There is hereby established in the Department of Defense the Comptroller of the Department of Defense, who shall be one of the Assistant Secretaries of Defense.

Duties.

“(b) The Comptroller shall advise and assist the Secretary of Defense in performing such budgetary and fiscal functions as may be required to carry out the powers conferred upon the Secretary of Defense by this Act, including but not limited to those specified in this subsection. Subject to the authority, direction, and control of the Secretary of Defense, the Comptroller shall—

“(1) supervise and direct the preparation of the budget estimates of the Department of Defense; and

“(2) establish, and supervise the execution of—

“(A) principles, policies, and procedures to be followed in connection with organizational and administrative matters relating to—

“(i) the preparation and execution of the budgets,

“(ii) fiscal, cost, operating, and capital property accounting,

“(iii) progress and statistical reporting,

“(iv) internal audit, and

“(B) policies and procedures relating to the expenditure and collection of funds administered by the Department of Defense; and

“(3) establish uniform terminologies, classifications, and procedures in all such matters.

“MILITARY DEPARTMENT BUDGET AND FISCAL ORGANIZATION—
DEPARTMENTAL COMPTROLLERS

“SEC. 402. (a) The Secretary of each military department, subject to the authority, direction, and control of the Secretary of Defense, shall cause budgeting, accounting, progress and statistical reporting, internal audit and administrative organization structure and managerial procedures relating thereto in the department of which he is the head to be organized and conducted in a manner consistent with the operations of the Office of the Comptroller of the Department of Defense.

Deputy Comptrollers.

“(b) There is hereby established in each of the three military departments a Comptroller of the Army, a Comptroller of the Navy, or a Comptroller of the Air Force, as appropriate in the department concerned. There shall, in each military department, also be a Deputy Comptroller. Subject to the authority of the respective departmental Secretaries, the comptrollers of the military departments shall be responsible for all budgeting, accounting, progress and statistical reporting, and internal audit in their respective departments and for the administrative organization structure and managerial procedures relating thereto. The Secretaries of the military departments may in their discretion appoint either civilian or military personnel as comptrollers of the military departments. Departmental comptrollers shall be under the direction and supervision of, and directly responsible to, either the Secretary, the Under Secretary, or an Assistant Secretary of the respective military departments: *Provided*, That nothing herein shall preclude the comptroller from having concurrent responsibility to a Chief of Staff or a Chief of Naval Operations, a Vice Chief of Staff or a Vice Chief of Naval Operations, or a Deputy Chief of Staff or a Deputy Chief of Naval Operations, if the Secretary of the military department concerned should so prescribe. Where the departmental comptroller is not a civilian, the Secretary of the department concerned shall appoint a civilian as Deputy Comptroller.

Concurrent responsibility to Chief of Staff, etc.

“PERFORMANCE BUDGET

“SEC. 403. (a) The budget estimates of the Department of Defense shall be prepared, presented, and justified, where practicable,

and authorized programs shall be administered, in such form and manner as the Secretary of Defense, subject to the authority and direction of the President, may determine, so as to account for, and report, the cost of performance of readily identifiable functional programs and activities, with segregation of operating and capital programs. So far as practicable, the budget estimates and authorized programs of the military departments shall be set forth in readily comparable form and shall follow a uniform pattern.

“(b) In order to expedite the conversion from present budget and accounting methods to the cost-of-performance method prescribed in this title, the Secretary of each military department, with the approval of the President and the Secretary of Defense, is authorized and directed, until the end of the second year following the date of enactment of this Act, to make such transfers and adjustments within the military department of which he is the head between appropriations available for obligation by such department in such manner as he deems necessary to cause the obligation and administration of funds and the reports of expenditures to reflect the cost of performance of such programs and activities. Reports of transfers and adjustments made pursuant to the authority of this subsection shall be made currently by the Secretary of Defense to the President and the Congress.

Transfers and adjustments.

Reports to President and Congress.

“OBLIGATION OF APPROPRIATIONS

“SEC. 404. In order to prevent overdrafts and deficiencies in any fiscal year for which appropriations are made, on and after the beginning of the next fiscal year following the date of enactment of this Act appropriations made to the Department of Defense or to the military departments, and reimbursements thereto, shall be available for obligation and expenditure only after the Secretary of Defense shall approve scheduled rates of obligation, or modifications thereof: *Provided*, That nothing in this section shall affect the right of the Department of Defense to incur such deficiencies as may be now or hereafter authorized by law to be incurred.

Deficiencies.

“WORKING-CAPITAL FUNDS

“SEC. 405. (a) In order more effectively to control and account for the cost of programs and work performed in the Department of Defense, the Secretary of Defense is authorized to require the establishment of working-capital funds in the Department of Defense for the purpose of—

Purpose.

“(1) financing inventories of such stores, supplies, materials, and equipment as he may designate; and

“(2) providing working capital for such industrial-type activities, and for such commercial-type activities as provide common services within or among the departments and agencies of the Department of Defense, as he may designate.

“(b) The Secretary of the Treasury is authorized and directed to establish on the books of the Treasury Department at the request of the Secretary of Defense the working-capital funds established pursuant to the authority of this section.

“(c) Such funds shall be—

“(1) charged, when appropriate, with the cost of stores, supplies, materials, and equipment procured or otherwise acquired, manufactured, repaired, issued, and consumed and of services rendered or work performed, including applicable administrative expenses; and

“(2) reimbursed from available appropriations or otherwise credited for the cost of stores, supplies, materials, or equipment furnished and of services rendered or work performed, including applicable administrative expenses.

Reports.	Reports of the condition and operations of such funds shall be made annually to the President and to the Congress.
Sources of capital.	“(d) The Secretary of Defense is authorized to provide capital for such working-capital funds by capitalizing inventories on hand and, with the approval of the President, by transfer, until December 31, 1954, from unexpended balances of any appropriations of the military departments not carried to the surplus fund of the Treasury: <i>Provided</i> , That no deficiency shall be incurred in any such appropriation as a result of any such transfer. To the extent that such methods do not, in the determination of the Secretary of Defense, provide adequate amounts of working capital, there is hereby authorized to be appropriated, out of any moneys in the Treasury not appropriated for other purposes, such sums as may be necessary to provide adequate working capital.
Appropriation authorized.	
Allocation of responsibility.	“(e) Subject to the authority and direction of the Secretary of Defense, the Secretaries of the military departments shall allocate responsibility within their respective military departments for the execution of functions which each military department is authorized by law to perform in such a manner as to effect the most economical and efficient organization and operation of the activities and use of the inventories for which working-capital funds are authorized by this section.
Cost limitation.	“(f) No greater cost shall be incurred by the requisitioning agency for stores, supplies, materials, or equipment drawn from inventories, and for services rendered or work performed by the industrial-type or commercial-type activities for which working-capital funds are authorized by this section, than the amount of appropriations or funds available for such purposes.
Regulations.	“(g) The Secretary of Defense is authorized to issue regulations to govern the operation of activities and use of inventories authorized by this section, which regulations may, whenever he determines the measures set forth in this subsection to be required by the needs of the Department of Defense, and when such measures are authorized by law, permit stores, supplies, materials, and equipment to be sold to, and services to be rendered or work performed for, purchasers or users outside the Department of Defense. In such cases, the working-capital funds involved may be reimbursed by charges against appropriate appropriations or by payments received in cash.
Credit for returned supplies, etc.	“(h) The appraised value of all stores, supplies, materials, and equipment returned to such working-capital funds from any department, activity, or agency, may be charged to the working-capital fund concerned and the proceeds thereof shall be credited to the current appropriations concerned; the amounts so credited shall be available for expenditures for the same purposes as the appropriations credited: <i>Provided</i> , That the provisions of this subsection shall not permit credits to appropriations as the result of capitalization of inventories authorized by subsection (d) of this section.
<i>Supra</i> .	

“MANAGEMENT FUNDS

31 U. S. C. §§ 644, 644a, 645a and note; 34 U. S. C. § 528a and note.

“SEC. 406. The Act of July 3, 1942 (56 Stat. 645, c. 484), as amended, is hereby further amended to read as follows:

“(a) For the purpose of facilitating the economical and efficient conduct of operations in the Department of Defense which are financed by two or more appropriations where the costs of the operations are

not susceptible of immediate distribution as charges to such appropriations, there are hereby established the Navy Management Fund, the Army Management Fund, and the Air Force Management Fund, each within, and under the direction of the respective Secretaries of, the Departments of the Navy, Army, or Air Force, as the case may be. There are authorized to be appropriated from time to time such funds as may be necessary to accomplish the purposes of the funds.

Appropriations authorized.

“(b) The corpus of the Navy Management Fund shall consist of the sum of \$1,000,000 heretofore transferred to the Naval Procurement Fund from the Naval Emergency Fund (17X0300), which amount, and all balances in, and obligations against, any accounts in the Naval Procurement Fund, are hereby transferred to the Navy Management Fund; the corpus of the Army Management Fund shall consist of the sum of \$1,000,000, which shall be transferred thereto from any unobligated balance of any appropriation available to the Department of the Army; the corpus of the Air Force Management Fund shall consist of the sum of \$1,000,000, which shall be transferred thereto from any unobligated balance of any appropriation available to the Department of the Air Force; in each case together with such additional funds as may from time to time be appropriated to any of said funds. Accounts for the individual operations to be financed under the respective management funds shall be established only upon approval by the Secretary of Defense.

“(c) Expenditures may be made from said management funds from time to time for material (other than material for stock) and for personal and contractual services under such regulations as may be prescribed by the Secretary of Defense: *Provided*, (1) That no obligation shall be incurred against any such fund which is not properly chargeable to available funds under an appropriation of the department within which the fund is established or, whenever necessary to effectuate purposes authorized by this Act to funds of another department or agency within the Department of Defense, and (2) that each fund shall be promptly reimbursed from the appropriate appropriations of such department for all expenditures properly chargeable thereto. Nothing herein or in any other provision of law shall be construed to prevent advances by check or warrant, or reimbursements to any of said management funds from appropriations of said departments on the basis of the estimated cost of a project, such estimated cost to be revised and necessary appropriation adjustments made when adequate data become available.

Expenditures.

Restriction.

Reimbursement.

Advances of funds.

“(d) Except as otherwise provided by law, amounts advanced to the management funds under the provisions of this Act shall be available for obligation only during the fiscal year in which they are advanced: *Provided*, That nothing contained in this Act shall alter or limit the authorized period of availability of the funds from which such advances are made. Final adjustments of advances in accordance with actual costs shall be effected with the appropriate funds for the fiscal year in which such funds are advanced.

Period of availability.

“(e) The portion of the Naval Appropriation Act, 1945 (58 Stat. 301, 310), relating to the Naval Procurement Fund is hereby repealed.”

31 U. S. C. § 645a note.

“ADJUSTMENT OF ACCOUNTS

“SEC. 407. (a) When under authority of law a function or an activity is transferred or assigned from one department or agency within the Department of Defense to another such department or agency, the balances of appropriations which are determined by the Secretary of Defense to be available and necessary to finance or discharge the function or activity so transferred or assigned may, with the approval of

the President, be transferred to, and be available for use by, the department or agency to which said function or activity is transferred or assigned for any purpose for which said funds were originally available. Balances so transferred shall be credited to any applicable existing appropriation account or accounts, or to any new appropriation account or accounts, which are hereby authorized to be established on the books of the Treasury Department, of the department or organization to which such function or activity is transferred, and shall be merged with funds in the applicable existing or newly established appropriation account or accounts and thereafter accounted for as one fund. Balances transferred to existing accounts shall be subject only to such limitations as are specifically applicable to such accounts and those transferred to new accounts shall be subject only to such limitations as are applicable to the appropriations from which they are transferred.

Transfer of personnel.

“(b) The number of employees which in the opinion of the Secretary of Defense is required for such transferred functions or activities may, with the approval of the Director of the Bureau of the Budget, be deducted from any personnel maximum or limitation of the department or agency within the Department of Defense from which such function or activity is transferred, and added to any such personnel maximum or limitation of the department or agency to which such function or activity is transferred.

“AVAILABILITY OF REIMBURSEMENTS

47 Stat. 417.

“SEC. 408. To carry out the purposes of this Act, reimbursements made under the authority of the Economy Act (31 U. S. C. 686), and sums paid by or on behalf of personnel of any department or organization for services rendered or supplies furnished, may be credited to authorize replacing or other accounts. Funds credited to such accounts shall remain available for obligation for the same period as the funds in the account so credited and each such account shall constitute one fund on the books of the Treasury Department.

“COMMON USE OF DISBURSING FACILITIES

“SEC. 409. To the extent authorized by the Secretary of Defense, disbursing officers of the Departments of the Army, Navy, and Air Force may, out of accounts of advances available to them, make disbursements covering obligations arising in connection with any function or activity of any other department or organization within the Department of Defense and charge upon vouchers the proper appropriation or appropriations of the other department or organization: *Provided*, That all said expenditures shall subsequently be adjusted in settlement of disbursing officers' accounts.

“REPORTS OF PROPERTY

“SEC. 410. The Secretary of Defense shall cause property records to be maintained in the three military departments, so far as practicable, on both a quantitative and monetary basis, under regulations which he shall prescribe. Such property records shall include the fixed property, installations, and major items of equipment as well as the supplies, materials, and equipment held in store by the armed services. The Secretary shall report annually thereon to the President and to the Congress.

“REPEALING AND SAVING PROVISIONS

“SEC. 411. All laws, orders, and regulations inconsistent with the provisions of this title are repealed insofar as they are inconsistent

with the powers, duties, and responsibilities enacted hereby: *Provided*, That the powers, duties, and responsibilities of the Secretary of Defense under this title shall be administered in conformance with the policy and requirements for administration of budgetary and fiscal matters in the Government generally, including accounting and financial reporting, and that nothing in this title shall be construed as eliminating or modifying the powers, duties, and responsibilities of any other department, agency, or officer of the Government in connection with such matters, but no such department, agency, or officer shall exercise any such powers, duties, or responsibilities in a manner that will render ineffective the provisions of this title."

Administration of powers, duties, etc.

MISCELLANEOUS AND TECHNICAL AMENDMENTS AND SAVING PROVISIONS

SEC. 12. (a) The National Security Act of 1947 is amended by striking out the term "National Military Establishment", wherever it appears in such Act, and inserting in lieu thereof "Department of Defense".

61 Stat. 495.
5 U. S. C., Supp. II,
§ 171 note.

(b) Section 207 (a) of the National Security Act of 1947 is amended to read as follows:

61 Stat. 502.
5 U. S. C., Supp. II,
§ 626 (a).

"SEC. 207. (a) Within the Department of Defense there is hereby established a military department to be known as the Department of the Air Force, and the Secretary of the Air Force who shall be the head thereof. The Secretary of the Air Force shall be appointed from civilian life by the President by and with the advice and consent of the Senate."

Department of the Air Force.

(c) Section 207 (b) of the National Security Act of 1947 is repealed.

Appointment of Secretary.

(d) The first sentence of section 208 (a) of the National Security Act of 1947 is amended by striking out the word "under" and inserting in lieu thereof the word "within".

61 Stat. 502.
5 U. S. C., Supp. II,
§§ 1, 626 (b).

(e) Section 308 (b) of the National Security Act of 1947 is amended to read as follows:

61 Stat. 503.
5 U. S. C., Supp. II,
§ 626c (a).

"(b) As used in this Act, the term 'Department of Defense' shall be deemed to include the military departments of the Army, the Navy, and the Air Force, and all agencies created under title II of this Act."

61 Stat. 509.
5 U. S. C., Supp. II,
§ 171n (b).

(f) The titles of the Secretary of Defense, the Secretary of the Army, the Secretary of the Navy, the Secretary of the Air Force, the Under Secretaries and the Assistant Secretaries of the Departments of the Army, Navy, and Air Force, the Chairman of the Munitions Board, and the Chairman of the Research and Development Board, shall not be changed by virtue of this Act, and the reappointment of the officials holding such titles on the effective date of this Act shall not be required.

"Department of Defense."

It is hereby declared to be the intention of Congress that section 203 (a) of the National Security Act of 1947, as amended by section 6 of this Act, shall not be deemed to have created a new office of Deputy Secretary of Defense but shall be deemed to have continued in existence, under a new title, the Office of Under Secretary of Defense which was established by the Act entitled "An Act to amend the National Security Act of 1947 to provide for an Under Secretary of Defense", approved April 2, 1949 (Public Law 36, Eighty-first Congress). The title of the official holding the Office of Under Secretary of Defense on the effective date of this Act shall be changed to Deputy Secretary of Defense and the reappointment of such official shall not be required.

Titles of Secretaries, etc.

(g) All laws, orders, regulations, and other actions relating to the National Military Establishment, the Departments of the Army, the Navy, or the Air Force, or to any officer or activity of such establishment or such departments, shall, except to the extent inconsistent with the provisions of this Act, have the same effect as if this Act had not been enacted; but, after the effective date of this Act, any such law,

61 Stat. 500.
5 U. S. C., Supp. II,
§ 171c.
Ante, p. 581.

Ante, p. 30.
Deputy Secretary of Defense.

Effective laws, orders, etc.

Succeeding depart-
ments.

61 Stat. 504.
5 U. S. C., Supp. II,
§ 626c (e).
Reorganization Plan
No. 8 of 1949.

Anze, p. 205.

order, regulation, or other action which vested functions in or otherwise related to any officer, department, or establishment, shall be deemed to have vested such function in or relate to the officer or department, executive or military, succeeding the officer, department, or establishment in which such function was vested. For purposes of this subsection the Department of Defense shall be deemed the department succeeding the National Military Establishment, and the military departments of Army, Navy, and Air Force shall be deemed the departments succeeding the Executive Departments of Army, Navy, and Air Force.

(h) Section 208 (e) of the National Security Act of 1947 is amended by substituting the word "three" for the word "two" appearing therein.

(i) Reorganization Plan Numbered 8 of 1949, which was transmitted to the Congress by the President on July 18, 1949, pursuant to the provisions of the Reorganization Act of 1949, shall not take effect, notwithstanding the provisions of section 6 of such Reorganization Act of 1949.

Approved August 10, 1949.

[CHAPTER 413]

AN ACT

August 10, 1949

[S. 755]

[Public Law 217]

To extend the time for commencing and completing the construction of a bridge across the Ohio River at or near Shawneetown, Illinois.

Ohio River.
Bridge, time exten-
sion.

53 Stat. 1058.

60 Stat. 310.

53 Stat. 1058.

54 Stat. 727.

60 Stat. 310.

Rights reserved.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the proviso to the first section of the Act entitled "An Act to revive, reenact, and amend the Act entitled 'An Act authorizing the county of Gallatin, State of Illinois, its successors, and assigns, to construct, maintain, and operate a bridge across the Ohio River at or near the city of Shawneetown, Gallatin County, Illinois, to a point opposite thereto in the county of Union, State of Kentucky', approved July 18, 1939", approved June 26, 1946, the times for commencing and completing the construction of a bridge across the Ohio River, at or near Shawneetown, Illinois, authorized to be built by the county of Gallatin, State of Illinois, by an Act of Congress approved July 18, 1939, which Act was extended by an Act of Congress approved July 2, 1940, and was revived, reenacted, and amended by an Act of Congress approved June 26, 1946, are hereby extended one and three years, respectively, from the date of approval of this Act.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved August 10, 1949.

[CHAPTER 414]

AN ACT

August 10, 1949

[S. 803]

[Public Law 218]

To provide for the conveyance of a tract of land in Prince Georges County, Maryland, to the State of Maryland for use as a site for a National Guard armory and for training the National Guard or for other military purposes.

Prince Georges
County, Md.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Public Housing Commissioner is authorized and directed to convey by quitclaim deed, without consideration, to the State of Maryland, for use as a site for a National Guard Armory, a tract of land in Prince Georges County, Maryland, described as follows: Beginning at a concrete monument on the north right-of-way line of Southway—a road within the corporate limits of the town of Greenbelt, Prince Georges County, Maryland—the plane coordinates of the said beginning point being north thirty-eight thousand five hundred and seventy-six and

eighty-one one-hundredths, east thirty-five thousand seven hundred and seven and sixty-nine one-hundredths—said coordinates are developed from triangulation station "Cedar" whose coordinates are north forty-three thousand five hundred and seventeen and seventeen one-hundredths, east thirty-five thousand two hundred and eighteen and fifty-six one-hundredths—and the bearings given are true grid bearings—bearing from triangulation station "Cedar" to reference monument numbered 3 for station "Cedar" north six degrees thirty-eight minutes nine seconds east, thence leaving the said north right-of-way line of Southway north no degrees no minutes no seconds east seven hundred and thirty-eight and nineteen one-hundredths feet to a concrete monument; thence due east one hundred and seven and thirty-one one-hundredths feet to a concrete monument; thence south fifty-four degrees seven minutes fifty seconds east four hundred and one and six one-hundredths feet to a concrete monument; thence south seventy-six degrees forty-eight minutes thirty seconds east two hundred and thirty feet to a concrete monument; thence south no degrees forty-four minutes no seconds west two hundred and seventy-seven and three one-hundredths feet to a concrete monument on the north right-of-way line of Southway; thence with the said north right-of-way line of Southway and along the arc of a curve to the right whose components are: Arc six hundred and eighty-three and nine one-hundredths, radius one thousand three hundred and thirteen, delta twenty-nine degrees forty-eight minutes thirty seconds, tangent three hundred and forty-nine and forty-six one-hundredths, chord six hundred and seventy-five and forty-two one-hundredths, chord bearing south seventy-five degrees five minutes forty-five seconds west to the point of beginning; containing eight and three one-hundredths acres exactly. The United States shall be saved harmless from or reimbursed for such costs incidental to the conveyance as the Commissioner may deem proper.

SEC. 2. The land authorized to be conveyed by the first section of this Act shall be used by the grantee for purposes of a site for a National Guard Armory and for training the National Guard or for other military purposes, and the conveyance of such land shall contain the express condition that if the grantee shall fail or cease to use such land for such purposes, or shall alienate or attempt to alienate such land, title thereto shall, at the option of the United States, revert to the United States.

SEC. 3. Sections 1 and 2 of this Act shall not be effective until the Governor of the State of Maryland shall certify in writing to the Secretary of Defense that such land is needed by the State of Maryland for the purposes of a site for a National Guard Armory and for training the National Guard or for other military purposes and that such land is suitable for such purposes.

Approved August 10, 1949.

Use.

Reversion of title to
U. S.

Certification by
Governor.

[CHAPTER 415]

AN ACT

To revise and codify laws of the Canal Zone regarding the administration of estates, and for other purposes.

August 10, 1949
[S. 1137]

[Public Law 219]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 2 of the Canal Zone Code, approved June 19, 1934 (48 Stat. 1122), is amended by adding in article 1 of chapter 6 thereof a new section numbered 84, reading as follows:

Canal Zone Code,
amendments.

"84. PAYMENT FOR ACCUMULATED OR ACCRUED LEAVE UPON DEATH.—Upon the death of any officer or employee of the Panama Canal or the

Panama Railroad Company on the Isthmus of Panama, any compensation which may be payable on account of his accumulated and current accrued leave, under the conditions of employment prescribed by authority of section 81 of this title, as amended, shall be paid, upon the establishment of a valid claim therefor, in the following order of precedence:

"First, to the beneficiary or beneficiaries, if any, lawfully designated by the employee under the retirement Act applicable to his service; and

"Second, if there be no such designated beneficiary, to the estate of such deceased employee: *Provided*, That any such payment shall be subject to the deduction, as provided in section 83 of this title, of all amounts due from the employee for supplies and services to the extent only, however, that other compensation due to the employee is insufficient for such purpose."

SEC. 2. Title 2 of the Canal Zone Code is amended by adding in chapter 9 thereof two new sections numbered 181 and 182, respectively, and reading as follows:

"181. REGULATIONS RELATIVE TO ALCOHOLIC BEVERAGES.—The President is granted continuing authority to make regulations in respect to the sale and manufacture of alcoholic beverages within, and the importation thereof into and exportation thereof from, the Canal Zone, including the authority to prescribe licenses and fees for the sale and manufacture of such beverages.

"182. VIOLATION OF REGULATIONS; PUNISHMENT.—Any person who shall violate any provision of such regulations shall be punishable by a fine of not more than \$500, or by imprisonment in jail for not more than six months, or by both, and in addition the license of such person may be revoked or suspended as the President may by such regulations prescribe."

SEC. 3. Section 303 of title 2 of the Canal Zone Code is amended to read as follows:

"303. REVOCABLE LICENSES COVERING LANDS OUTSIDE OF TOWN SITES.—Whenever the Governor of the Panama Canal deems such action to be necessary to, or in the interests of, the Government of the United States and of the efficient operation, maintenance, sanitation, government, and protection of the Panama Canal and Canal Zone, the Governor is authorized, either in person or through such officer as he may designate, to issue revocable licenses covering the use of tracts of land situated outside of town sites in the Canal Zone. The terms and conditions of licenses issued under authority of this section shall be as prescribed by the Governor, except that the said licenses shall be revocable at the pleasure of the Governor and that, upon revocation of a license hereunder, the licensee shall, immediately or upon such reasonable notice as the Governor may prescribe, vacate the licensed area, remove therefrom all improvements which he may have placed upon the licensed area, and restore the licensed area to a condition satisfactory to the Governor, and shall not be entitled to indemnification for the value of such improvements: *Provided, however*, That licenses heretofore issued by authority of the Governor, and still in force, covering the use of tracts of land for agricultural purposes are ratified and confirmed in accordance with the terms and conditions applicable to them, respectively, and that upon the revocation of any of such licenses the terms and conditions applicable to which are such as to provide for compensation to the licensee in the reasonable value of the improvements made by him on said tract, to be determined in such manner as the Governor may direct, the compensation is authorized so to be determined and to be paid out of any moneys heretofore or hereafter appropriated for such purpose, except that no compensation shall be paid in the case of any license which is revoked on account of a material breach by the licensee of the terms and conditions

Prior licenses.

applicable to his license, or where the licensee shall have abandoned the license, or in case of the death of the licensee.”

SEC. 4. Section 225 of title 3 of the Canal Zone Code is amended to read as follows:

“225. CONTINUANCE AFTER ORIGINAL LICENSE PERIOD.—The right to continue to do business for the calendar year, and the successive calendar years, after the calendar year during which the original license was issued shall be contingent upon compliance with such provisions of this chapter as are applicable to corporations licensed under this chapter, upon the payment of a license fee of \$10, payable in advance, on January 1 of each year, and upon the designation of a new process agent before March 1 if the process agent theretofore designated has ceased during a preceding calendar year to reside within the Canal Zone.”

SEC. 5. Title 4 of the Canal Zone Code is amended by inserting therein a new chapter numbered 27A, embracing sections 1470a to 1470f, and reading as follows:

“CHAPTER 27A.—DISPOSITION OF ESTATES WITHOUT ADMINISTRATION
“Sec.

1470a. Setting aside estates not exceeding \$1,000 in value; inclusion of application in petition for probate or letters.

1470b. Same; separate petition prior to hearing of petition for probate or letters.

1470c. Same; petition after filing of inventory.

1470d. Same; notice of hearing.

1470e. Same; decree setting aside.

1470f. Same; denying petition and instead acting on petition for probate or letters.

“SEC. 1470a. SETTING ASIDE ESTATES NOT EXCEEDING \$1,000 IN VALUE; INCLUSION OF APPLICATION IN PETITION FOR PROBATE OR LETTERS.—If the decedent leaves a surviving spouse or minor child or minor children, and the net value of the whole estate, over and above all liens and encumbrances of record at the date of death and not including the property excepted from administration under section 649 of title 3, does not exceed the sum of \$1,000, the person petitioning for the probate of the will or for letters of administration may add an allegation to that effect to the other allegations of the petition, with a specific description of all of the decedent's property, a list of all the liens and encumbrances of record at the date of death, and an estimate of the value of the property, and may include, in the prayer, an alternative prayer that if the court finds that the net value of the whole estate, over and above all liens and encumbrances of record at the date of death and not including the property excepted from administration under section 649 of title 3 does not exceed \$1,000, the same be set aside to the surviving spouse, if there be one, and if there be none, then to the minor child or minor children of the decedent. When such allegation is included in the petition, the petition shall be verified, and the notice of hearing shall include a statement that a prayer for setting aside the estate to the surviving spouse or minor child or minor children, as the case may be, is included in the petition.

“CROSS-REFERENCE

“Settlement by public administrator without regular administration of estates less than \$250, see section 1703 of this title, as amended.

“1470b. SAME; SEPARATE PETITION PRIOR TO HEARING OF PETITION FOR PROBATE OR LETTERS.—If the person petitioning for probate of the will or for letters of administration does not include such an allegation as is provided for by the next preceding section, the surviving spouse, if there be one, and if there be none, the guardian of the minor child

or minor children, may, at any time prior to the hearing of such petition, file a verified petition setting forth the matters mentioned in the next preceding section, and pray that the estate be set aside for the use of the surviving spouse or minor child or minor children. If the hearing of the original petition is set for a day more than ten days after the filing of the petition herein provided for, the latter shall be set for hearing at the same time as the former; if not, it shall be set for hearing at least ten days after the date on which it is filed, and the former petition shall be continued until such date.

"1470c. SAME; PETITION AFTER FILING OF INVENTORY.—If the decedent leaves a surviving spouse or minor child or minor children, and upon the filing of the inventory of the estate it appears that the net value of the whole estate, over and above all liens and encumbrances of record at the date of death and not including the property excepted from administration under section 649 of title 3, does not exceed the sum of \$1,000, the personal representative of the decedent or the surviving spouse or the guardian of the minor child or children may file a verified petition showing the value of the estate to be no greater than as aforesaid, and the clerk shall fix a day for the hearing thereof.

"1470d. SAME; NOTICE OF HEARING.—When a petition is filed under section 1470b or section 1470c of this title, the clerk shall give notice of the hearing for the period and in the manner required by section 1463 of this title.

"1470e. SAME; DECREE SETTING ASIDE.—If, upon the hearing of any petition provided for by this chapter, the court finds that the net value of the estate, over and above all liens and encumbrances of record at the date of the death of the decedent and not including the property excepted from administration under section 649 of title 3, does not exceed the sum of \$1,000, and that the expenses of the last illness, funeral charges, and expenses of administration have been paid, it shall, by decree for that purpose, assign to the surviving spouse of the decedent, if there be a surviving spouse, or, if there be no surviving spouse, then to the minor child or children of the decedent, if any, the whole of the estate, subject to whatever mortgages, liens, or encumbrances there may be upon said estate at the time of the death of the decedent. The title thereto shall vest absolutely in the surviving spouse, if there be a surviving spouse, or if there be no surviving spouse, in the minor child or children subject to whatever mortgages, liens, or encumbrances there may be upon said estate at the time of the death of the decedent, and there must be no further proceedings in the administration, unless further estate be discovered.

"1470f. SAME; DENYING PETITION AND INSTEAD ACTING ON PETITION FOR PROBATE OR LETTERS.—If the court finds that the net value of the estate exceeds \$1,000, or that there is neither a surviving spouse nor minor child, it shall act upon the petition for probate or for letters of administration in the same manner as though no petition to set aside the estate had been included, and the estate shall then be administered in the usual manner."

SEC. 6. Section 1703 of title 4 of the Canal Zone Code is amended to read as follows:

"1703. ESTATES LESS THAN \$250.—Whenever the public administrator shall file with the clerk of the district court a statement that the value of any estate, of which he has taken charge, is less than \$250, there shall be no regular administration on such estate unless additional estate be found or discovered; and the public administrator may, after the payment of the expenses of the last illness of the deceased, and the funeral charges, pay out and deliver such estate to the surviving spouse of the decedent, if there be a surviving spouse, or, if there be no surviving spouse, then to the minor child or children of the decedent, if any, or, if there be neither a surviving spouse nor

minor child, then to such creditors, heirs, or other persons as may appear in the judgment of the public administrator to be legally entitled thereto, and the title to such estate shall vest absolutely in the person or persons to whom the same is paid out and delivered as provided in this section."

SEC. 7. Title 5 of the Canal Zone Code is amended by adding in article 8 of chapter 11 thereof a new section numbered 573 and reading as follows:

"573. REGULATIONS FOR FIRE PROTECTION; VIOLATIONS.—The Governor of the Panama Canal is granted continuing authority to make regulations for prevention of, and protection against, fires in the Canal Zone: *Provided, however,* That no regulation made under this section shall have force or effect within the boundaries of any military or naval reservation in the Canal Zone, unless prescribed with the concurrence of the officers commanding the military and naval forces in the Canal Zone, as to the reservations within their respective jurisdictions. Any person who shall violate any of the regulations prescribed under this section shall be guilty of a misdemeanor."

Exception.

SEC. 8. Title 5 of the Canal Zone Code is amended by adding in article 10 of chapter 14 thereof a new section numbered 812 and reading as follows:

"812. INJURING OR TAMPERING WITH MOTOR VEHICLE, LAUNCH, OR AIRCRAFT.—Every person who, without the consent of the owner of any motor vehicle—

"(a) willfully injures or tampers with such motor vehicle or the contents thereof;

"(b) breaks or removes any part or parts of or from such motor vehicle;

"(c) climbs into or upon such motor vehicle whether it is in motion or at rest, with intent to commit any malicious mischief, or injury or other crime; or

"(d) manipulates or attempts to manipulate any of the levers, starting mechanism, brakes, or other mechanism or device of such motor vehicle while the same is at rest and unattended,

is guilty of a misdemeanor. As used in this section the term 'motor vehicle' shall mean and include any automobile, motorcycle, other motor vehicle, motorboat or launch, or aircraft."

"Motor vehicle."

SEC. 9. The following statutes or parts of statutes are repealed:

Repeals.

(a) Canal Zone Code, title 2, chapter 17, article 2, which article includes sections 331 to 333 of said title 2;

(b) Canal Zone Code, title 4, sections 1467 and 1468;

(c) The Act of May 3, 1932, entitled "An Act to authorize the modification of the boundary line between the Panama Canal Zone and the Republic of Panama, and for other purposes" (ch. 162, 47 Stat. 145; 48 U. S. C. 1304a to 1304c);

(d) The Act of June 19, 1934, entitled "An Act authorizing the President to make rules and regulations in respect to alcoholic beverages in the Canal Zone, and for other purposes" (ch. 657, 48 Stat. 1116; 48 U. S. C. 1314b to 1314d).

48 U. S. C. § 1314e.

Approved August 10, 1949.

[CHAPTER 416]

AN ACT

To revive and reenact, as amended, the Act entitled "An Act creating the City of Clinton Bridge Commission and authorizing said commission and its successors to acquire by purchase or condemnation and to construct, maintain, and operate a bridge or bridges across the Mississippi River at or near Clinton, Iowa, and at or near Fulton, Illinois", approved December 21, 1944.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act

August 10, 1949
[S. 1577]

[Public Law 220]

Mississippi River.
Bridge at Clinton,
Iowa, and Fulton, Ill.

58 Stat. 846.	approved December 21, 1944, authorizing the City of Clinton Bridge Commission to acquire, construct, maintain, and operate a bridge or bridges, including approaches thereto, across the Mississippi River at or near the cities of Clinton, Iowa, and Fulton, Illinois, be, and the same is hereby, revived and reenacted: <i>Provided</i> , That this Act shall be null and void insofar as it authorizes the construction of a bridge or bridges unless the actual construction thereof be commenced within three years and completed within five years from the date of approval hereof: <i>And provided further</i> , That section 5 of said Act, approved December 21, 1944, is hereby amended to read as follows:
Time limitation.	
58 Stat. 847.	
Bond issue to provide payment of cost.	<p>"SEC. 5. The commission and its successors and assigns are hereby authorized to provide for the payment of the cost of such bridge, or bridges as may be acquired, reconstructed, or constructed, as herein provided, and approaches (including the approach highways, which, in the judgment of the commission, it is necessary or advisable to construct or cause to be constructed to provide suitable and adequate connection with existing improved highways) and the necessary land easements and appurtenances thereto, by an issue or issues of negotiable serial bonds of the commission, bearing interest, payable semi-annually, at the rate of not more than 6 per centum per annum, the principal and interest of which bonds shall be payable solely from the funds provided in accordance with this Act, and such payments may be further secured by mortgage of the bridge or bridges. All such bonds may be registered as to principal alone or both principal and interest, shall be payable as to principal within not to exceed twenty-five years from the date thereof, shall be in such denominations, shall be executed in such manner, and shall be payable in such medium and at such place or places as the commission may determine, and the face amount thereof shall be so calculated as to produce, at the price of their sale, the cost of the bridge or bridges, acquired or constructed, and approaches and the land easements, and appurtenances used in connection therewith, when added to any other funds made available to the commission for the use of said purposes. The commission may reserve the right to redeem any or all of said bonds before maturity in such manner and at such price or prices not exceeding 105 and accrued interest as may be fixed by the commission prior to the issuance of the bonds. The commission when it deems it advisable may issue refunding bonds to refinance any outstanding bonds at maturity or before maturity when called for redemption: <i>Provided</i>, That such refunding bonds shall mature within not to exceed twenty years from the date thereof and shall not exceed in principal amount the principal amount of outstanding bonds replaced by such refunding bonds. The commission may enter into an agreement with any bank or trust company in the United States as trustee having the power to make such agreement, setting forth the duties of the commission in respect to the acquisition, construction, maintenance, operation, repair, and insurance of the bridge or bridges, the conservation and application of all funds, the security for the payment of the bonds, the safeguarding of money on hand or on deposit, and the rights and remedies of said trustee and the holders of the bonds, restricting the individual right of action of the bondholders as is customary in trust agreements respecting bonds of corporations. Such trust agreement may contain such provisions for protecting and enforcing the rights and remedies of the trustee and the bondholders as may be reasonable and proper and not inconsistent with the law.</p>
Interest.	
Redemption of bonds.	
Refunding bonds.	<p>"Said bonds may be sold at not less than par after public advertisement for bids to be opened publicly at the time and place stated in such advertisement and at the price bid which will yield the greatest return to the commission for the bonds to be sold. Such advertise-</p>
Trust agreements.	
Sale of bonds.	

ment for bids shall be published at least once each week for four consecutive weeks in a newspaper or financial journal having recognized circulation among bidders for bonds of the type and character offered. The price to be paid for the bridge or bridges acquired hereunder shall not exceed the reasonable value thereof as determined by the commission at the time of acquisition. The cost of the bridge to be constructed as provided herein, together with the approaches and approach highways, shall be deemed to include interest during construction of the bridge and for twelve months thereafter, and all engineering, legal, financing, architectural, traffic-surveying, condemnation, and other expenses incident to the bridge and the acquisition of the necessary property, including the cost of acquiring existing franchises and riparian rights relating to the bridge. If the proceeds of the bonds shall exceed the cost as finally determined the excess shall be placed in the fund hereafter provided to pay the principal and interest of such bonds. Prior to the preparation of definitive bonds the commission may, under like restrictions, issue temporary bonds or may, under like restrictions, issue temporary bonds or interim certificates without coupons, of any denomination whatsoever, exchangeable for definitive bonds when such bonds that have been executed are available for delivery."

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved August 10, 1949.

Items included in cost of bridge.

Issuance of temporary bonds.

Rights reserved.

[CHAPTER 420]

JOINT RESOLUTION

To provide for the coinage of a medal in recognition of the distinguished services of Vice President Alben W. Barkley.

August 12, 1949
[H. J. Res. 188]
[Public Law 221]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, in recognition of the distinguished public service and outstanding contribution to the general welfare of Alben W. Barkley, Vice President of the United States, the Secretary of the Treasury is authorized and directed to cause to be struck and presented to Vice President Alben W. Barkley a gold medal with suitable emblems, devices, and inscriptions to be determined by the Secretary. There is authorized to be appropriated the sum of \$2,500 to carry out the purposes of this section.

Alben W. Barkley.
Presentation of medal.

SEC. 2. The Secretary of the Treasury is authorized and directed to cause duplicates in bronze of such medal to be struck and sold, under such regulations as he may prescribe, at a price sufficient to cover the cost thereof (including labor). The proceeds of the sale of such bronze medals shall be reimbursed to the appropriation then current for the expenditure of the Bureau of the Mint chargeable for the cost of the manufacture of medals.

Appropriation authorized.
Post, p. 879.
Sale of duplicate medals.

Approved August 12, 1949.

[CHAPTER 421]

AN ACT

To amend the Migratory Bird Hunting Stamp Act of March 16, 1934 (48 Stat. 451; 16 U. S. C. 718b), as amended.

August 12, 1949
[S. 1076]
[Public Law 222]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Migratory Bird Hunting Stamp Act of March 16, 1934 (48 Stat. 451; 16 U. S. C. 718b), as amended, is further amended by deleting "\$1" as it appears therein and inserting in lieu thereof "\$2": *Provided*,

Migratory Bird
Hunting Stamp Act,
amendments.

That the moneys derived from the sale of such stamps shall be spent only upon specific appropriation by the Congress.

48 Stat. 451.
16 U. S. C. § 718d (a).

Wildlife manage-
ment area.

45 Stat. 1224.

SEC. 2. Subsection (a) of section 4 of said Act is further amended by deleting the period and inserting in lieu thereof a colon and the following: "Provided, That in the discretion of the Secretary of the Interior not to exceed 25 per centum at any one time, of any area acquired in accordance with the provisions of this Act, may be administered primarily as a wildlife management area not subject to the prohibitions against the taking of birds, or nests or the eggs thereof, as contained in section 10 of the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1222; 16 U. S. C. 715i), as amended, except that no such area shall be open to the shooting of migratory birds when the population of such birds frequenting the area or in the migrations utilizing such area is on a decline, nor prior to July 1, 1952, or the date upon which the same has been fully developed as a management area, refuge, reservation, or breeding ground, whichever is later."

Approved August 12, 1949.

[CHAPTER 422]

AN ACT

To amend the Canal Zone Code, and for other purposes.

August 12, 1949
[S. 1156]

[Public Law 223]

Canal Zone Code,
amendments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 2 of the Canal Zone Code is amended by adding in chapter 1 thereof three new sections numbered 16 to 18, and reading as follows:

"16. ACQUISITION OR CONSTRUCTION OF STRUCTURES, EQUIPMENT, AND IMPROVEMENTS.—The Governor of the Panama Canal is authorized, within the limits of available funds, to purchase or otherwise acquire equipment, and within the Canal Zone to purchase or otherwise acquire, construct, repair, replace, alter, or enlarge any building, structure, or other improvement, when in his judgment such action is necessary for the operation, maintenance, sanitation, or civil government of the Panama Canal or Canal Zone.

"17. CLAIMS FOR LOSSES OF OR DAMAGES TO PROPERTY.—Authority is hereby conferred upon the Governor of the Panama Canal, or his designee for the purpose, to consider, adjust, determine, and settle claims for losses of or damages to property arising from the conduct by the Panama Canal of authorized business operations, or arising from the maintenance, operation, improvement, or enlargement of capacity of the Panama Canal or from the sanitation or civil government of the Canal Zone: *Provided, however,* That this section shall not apply to claims cognizable either under section 10 of this title, as amended, or under the Federal Tort Claims Act.

"Any award made to any claimant pursuant to this section shall be payable out of any moneys appropriated or made available for the maintenance and operation, sanitation, and civil government of the Panama Canal and Canal Zone; and the acceptance by the claimant of any such award shall be final and conclusive on the claimant, and shall constitute a complete release by the claimant of such claim against the United States.

"18. DISASTER RELIEF.—In the event of emergency arising because of disaster or calamity by flood, hurricane, earthquake, fire, pestilence, or like cause, not foreseen or otherwise provided for, and occurring in the Canal Zone, or occurring in the Republic of Panama in such circumstances as to constitute an actual or potential hazard to health, safety, security, or property in the Canal Zone, the Governor of the Panama Canal is authorized to expend available funds and to utilize

Nonapplicability.
60 Stat. 842.
U. S. C., Supp. II,
p. 1438.
Ante, pp. 62, 106,
107, 444.

or furnish materials, supplies, equipment, and services for relief, assistance, and protection.”

SEC. 2. Chapter 4 of title 2, Canal Zone Code, which chapter is now entitled “Business Operations” and consists of sections 51 and 52 of said title 2, is amended to read as follows:

“CHAPTER 4—BUSINESS OPERATIONS; SALES AND SERVICES

“Sec.	Sec.
“51. Authorization for establishment and operation of various facilities.	53. Receipts from such operations, sales, and services; expenditure and reinvestment; reports.
52. Organization and conduct of any such facilities by Panama Canal as ‘business operations’.	54. Exception of Canal Zone postal service.

“SEC. 51. AUTHORIZATION FOR ESTABLISHMENT AND OPERATION OF VARIOUS FACILITIES.—(a) In connection with the operation, maintenance, sanitation, and civil government of the Panama Canal and Canal Zone, the President is authorized to establish, maintain, and operate, through the Panama Railroad Company, or otherwise, docks, wharves, piers, drydocks, shops, yards, marine railways, salvage and towing facilities, dredging facilities, construction facilities, fuel-handling facilities, motor-transportation facilities, civil air terminals, power systems, water and sewer systems, warehouses, storehouses, hotels, a printing plant, living quarters and other buildings, and any other necessary facilities and appurtenances, for the purpose of providing, at reasonable prices, fuel, electric power, water, equipment, supplies and materials generally, repairs, labor transportation, quarters, space in buildings, wharf and like services, hotel and restaurant services, and services generally, including recreational services, and for the purpose of assembling, assorting, storing, repairing, and selling scrap and other byproducts of manufacturing and shop operations, and materials, supplies, and equipment purchased or acquired for the construction, improvement, operation, maintenance, sanitation, or civil government of the Panama Canal or Canal Zone and which are obsolete, unserviceable, or no longer needed. The sales, services, equipment, supplies, and materials hereinbefore referred to may be made or furnished to vessels, to agencies of the Government of the United States, to the Panama Railroad Company, to employees of the Government of the United States or of the Panama Railroad Company, and to any other governments, agencies, persons, corporations, companies, or associations eligible to make or receive such purchases, services, supplies, or materials under the laws prevailing at the time and the policies heretofore or hereafter adopted consistently with such laws.

“(b) In the event the President has heretofore elected, or shall at any time hereafter elect, to maintain and operate through the Panama Railroad Company any of the facilities and appurtenances referred to in this section or section 52 of this title, theretofore maintained and operated by the Panama Canal, the President is authorized to transfer to the Panama Railroad Company all or as much as may be determined to be necessary of the personnel, property, records, related assets, contracts, obligations, and liabilities of or appertaining to the said facility and its appurtenances, and such transfer shall be deemed to have been accepted and assumed by the Panama Railroad Company without the necessity of any act or acts on the part of the said corporation except as otherwise stipulated in provisions of law applicable to the said corporation.

“52. ORGANIZATION AND CONDUCT OF ANY SUCH FACILITIES BY PANAMA CANAL AS ‘BUSINESS OPERATIONS’.—The President may cause

Transfer of property, etc.

Infra.

Ante, p. 601.

any or all of the facilities and appurtenances referred to in paragraph (a) or (b) of section 51 of this title to be organized and conducted by the Panama Canal as 'business operations', and in such case the aggregate net profit if any accruing from the conduct of such business operations shall annually be covered into the Treasury of the United States.

Ante, p. 601.

"53. RECEIPTS FROM SUCH OPERATIONS, SALES, AND SERVICES; EXPENDITURE AND REINVESTMENT; REPORTS.—The moneys received by the Panama Canal from the operations authorized by sections 51 and 52 of this title, and from pilotage, quarantine, immigration, and like services, from rentals, from damage claims, and from any and all other sales made and services rendered, but not including tolls, taxes, court fees, or fines, may be expended or reinvested under the several heads of appropriation for the Panama Canal, without being covered into the Treasury of the United States except as provided in section 52 of this title; but, except as otherwise provided in this section, such funds shall be subject to the provisions of law relating to public funds of the United States. Monthly reports of such receipts and expenditures shall be made to the President and annual reports shall be made to the Congress.

Reports to President and Congress.

Ante, p. 601.

"54. EXCEPTION OF CANAL ZONE POSTAL SERVICE.—The provisions of sections 51 to 53 of this title shall have no application to operations of the Canal Zone Postal Service."

SEC. 3. Title 2 of the Canal Zone Code is amended by adding in article 1 of chapter 6 thereof a new section numbered 85 and reading as follows:

"85. SPECIAL TRAINING OF EMPLOYEES.—The Governor of the Panama Canal is authorized, within the limits of appropriations made therefor, to provide for special training in the United States or elsewhere of any employee of the Panama Canal when in the judgment of the Governor such special training will be of material benefit to the work of the Panama Canal and the special training of such employee would be more advantageous than the hiring of other available personnel having the specialized skill or experience desired. During the period of such special training the employee may be paid his regular compensation and his travel expenses in accordance with the Standardized Government Travel Regulations and the Subsistence Expense Act of 1926, as amended, subject to recovery by the United States of such costs or an equitable portion thereof, as determined by the Governor, in case the employee fails to complete such training or is separated from the service except for reasons beyond his control within one year following the completion of the period of training."

44 Stat. 638.
5 U. S. C. § 821.
Ante, p. 167.

SEC. 4. Title 2 of the Canal Zone Code is amended by adding in article 3 of chapter 6 thereof a new section numbered 124 and reading as follows:

"124. EMPLOYEES INJURED PRIOR TO SEPTEMBER 7, 1916; APPLIANCES; LUMP-SUM PAYMENTS.—The Governor of the Panama Canal is authorized to purchase artificial limbs or other appliances for persons who were injured in the service of the Isthmian Canal Commission or of the Panama Canal prior to September 7, 1916, and to make payments in lump sums not exceeding the amounts authorized by the Act of September 7, 1916, as amended (U. S. C., title 5, ch. 15), to alien cripples who are now a charge upon the Panama Canal by reason of injuries sustained while employed in the construction of the Panama Canal."

39 Stat. 742.
5 U. S. C. §§ 751-791,
793.
Post, p. 854.

SEC. 5. Title 6 of the Canal Zone Code is amended by adding in chapter 27 thereof a new section numbered 906 and reading as follows:

"906. CLOTHING AND MONEY FOR DISCHARGED PRISONERS.—On the discharge of a prisoner from any penal institution in the Canal Zone such prisoner may, in the discretion of the Governor of the Panama

Canal, be furnished with such suitable clothing as may be authorized by the Governor, and an amount of money not exceeding \$20."

Approved August 12, 1949.

[CHAPTER 423]

AN ACT

To authorize progressive partial payments to sponsors under the Federal Airport Act program.

August 12, 1949
[S. 1285]
[Public Law 224]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 14 of the Federal Airport Act is amended to read as follows:

"SEC. 14. The Administrator, after consultation with the sponsor or sponsors with which a grant agreement has been entered into, shall determine at what times, and in what amounts, payments shall be made under this Act. Payments under a grant agreement, in an aggregate amount of not to exceed 90 per centum of the United States share of the total estimated allowable project costs of the project, may be made from time to time in advance of accomplishment of the airport development to which such payments relate, provided, that the sponsor certify to the Administrator that the aggregate of expenditures to be made from such advance payments will not at any time exceed the cost of the airport development work which has been performed up to that time. If the Administrator determines at any time that the aggregate amount of payments made under a grant agreement exceeds the United States share of the total allowable project costs of the project, the United States shall be entitled to recover such excess. If the Administrator finds that the airport development to which the advance payments relate has not been accomplished within a reasonable time or such development is not completed, the United States shall be entitled to recover such part of such advance payment for which the United States received no benefit. Payments under a grant agreement shall be made to such official or officials or depository, authorized by law to receive public funds, as may be designated by the sponsor or sponsors entitled to such payments."

Federal Airport
Act, amendment.
60 Stat. 178.
49 U. S. C. § 1113.
Payments under
grant agreements.

Approved August 12, 1949.

[CHAPTER 424]

AN ACT

To authorize the transfer to the Attorney General of a portion of the Vigo plant, formerly the Vigo ordnance plant, near Terre Haute, Indiana, to supplement the farm lands required for the United States prison system.

August 12, 1949
[S. 1745]
[Public Law 225]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the General Services Administrator be, and he hereby is, authorized and directed to transfer to the control and jurisdiction of the Attorney General, for use in connection with the United States penitentiary at Terre Haute, Indiana, all of that tract of land containing approximately one thousand four hundred and seventy-two acres, more or less, including all improvements thereon, being a portion of the Vigo plant, formerly the Vigo ordnance plant of the Department of the Army, near Terre Haute, in Vigo County, State of Indiana, now occupied and used for farming operations by the Bureau of Prisons of the Department of Justice under a revocable permit, dated the 21st day of July 1947, duly issued by the Department of the Army, which permit more particularly describes the land as follows, to wit: Beginning at a point where the center line of Sullivan Road intersects the center line of Boyll Road; thence east along the south lines of section 5, township 10 north, range

U. S. penitentiary,
Terre Haute, Ind.
Transfer of land.

9 west, and section 4, township 10 north, range 9 west, to a point on the center line of the Boyll Road which is one thousand three hundred and twenty feet west of the southeast corner of section 4, township 10 north, range 9 west; thence due north five hundred and eighty-five and twenty-five one-hundredths feet; thence east one thousand four hundred and eighty-five feet; thence north seventy-four and seventy-five one-hundredths feet; thence east one thousand three hundred and twenty feet to the center line of Seventh Street Road; thence north along center line of Seventh Street Road to the center section line of section 3, township 10 north, range 9 west; thence east along center section line of section 3, township 10 north, range 9 west, to the east line of section 3, township 10 north, range 9 west, being the center line of United States Highway Numbered 41; thence north along the center line of United States Highway Numbered 41 to the intersection of the south line of section 34, township 11 north, range 9 west, and section 35, township 11 north, range 9 west, being also the center line of the township line or Bates-Harlan Road; thence west along the center line of said Bates-Harlan Road to a point which is approximately three thousand five hundred and sixty feet east of the northeast corner of section 5, township 10 north, range 9 west, being also the center line of the Sullivan Road; thence south and southwesterly along the center line of Sullivan Road to its intersection with the center line of Boyll Road, being the place of beginning and containing one thousand four hundred and seventy-two acres, more or less.

Railroad right-of-way.

SEC. 2. There is excepted from the transfer provided for in this Act that certain railroad right-of-way used and occupied by the Department of the Army, across the northerly part of the lands above-described.

SEC. 3. The transfer provided for in this Act shall be effected without reimbursement or transfer of funds.

Approved August 12, 1949.

[CHAPTER 425]

AN ACT

August 13, 1949
[S. 1323]

[Public Law 226]

To declare that the United States holds certain lands in trust for the Pueblo Indians and the Canoncito Navajo group in New Mexico, and for other purposes.

Pueblo and Canoncito Navajo Indians.

40 U. S. C. §§ 401-410; Supp. II, § 401 note; 23 U. S. C. § 9b; 7 U. S. C. § 607.

7 U. S. C. § 1000 *et seq.*; Supp. II, § 1001 *et seq.*

3 F. R. 161.
3 CFR, 1943 Cum. Supp., pp. 416, 582, 683, 902, 684.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title to the lands and the improvements thereon, lying and situated within the State of New Mexico, which have been acquired by the United States under authority of title II of the National Industrial Recovery Act of June 16, 1933 (48 Stat. 200), the Emergency Relief Appropriation Act of April 8, 1935 (49 Stat. 115), section 55 of title I of the Act of August 24, 1935 (49 Stat. 750, 781), the Bankhead-Jones Farm Tenant Act (50 Stat. 522, 525) and subsequent emergency relief appropriation Acts administrative jurisdiction over which has heretofore been transferred by the President from the Secretary of Agriculture to the Secretary of the Interior, to be administered through the Commissioner of Indian Affairs for the benefit of the Indians, by Executive Orders Numbered 7792, 7975, 8255, 8471, 8696, and 8472 and that title to the public domain lands and improvements thereon, lying and situated within the State of New Mexico, which were withdrawn in aid of proposed legislation by the Secretary of the Interior on December 23, 1938, and May 31, 1939, and now in use by Pueblo or Canoncito Navajo Indians, excepting those portions thereof used by the United States for administrative purposes, is hereby declared to be in the United States of America in trust for the respective tribes, bands, or

groups of Indians occupying and using same as a part of their respective existing reservations, subject to valid existing rights. The remainder of the aforesaid land is hereby declared to be a part of the public domain of the United States and shall be transferred by the Secretary of the Interior to the Bureau of Land Management for administration under the provisions of the Act of Congress of June 28, 1934, generally known as Taylor Grazing Act (48 Stat. 1269, as amended). The boundaries and descriptions of the areas to become Indian lands and those which are to be transferred to the Bureau of Land Management are set out in sections III and IV, respectively, of the memorandum of information which is attached to and a part of the report of the Secretary of the Interior to the Senate Committee on Interior and Insular Affairs on S. 1323, Eighty-first Congress, first session, and such boundaries and descriptions are hereby adopted as part of this Act and shall be published in the Federal Register: *Provided*, That before said boundaries and descriptions are published in the Federal Register as herein provided, the Secretary of the Interior may correct any clerical errors in section III of said memorandum of information, and shall revise the same so as to define the areas on that portion of the lands conveyed by this Act and known as Bell Rock Mesa used and occupied respectively by the Laguna Pueblo Indians and the Canoncito Navajo Indians.

43 U. S. C. § 315 *et seq.*; Supp. II, § 315b *et seq.*

SEC. 2. For the purpose of consolidation of Indian lands the Secretary of the Interior is hereby authorized, under such regulations as he may prescribe, to exchange any lands or interests therein, including improvements and water rights with the consent of the Pueblo or Navajo tribal authorities for other lands, water rights, and improvements of similar value in the area set apart for the Pueblos and Canoncito Navajos or in the areas hereby declared to be public domain or within any public domain within New Mexico. Title to all lands acquired under the provisions of this Act shall be taken in the name of the United States in trust for the respective Pueblo Indians and the Navajo Canoncito group.

Exchange of lands.

Title to lands.

SEC. 3. The funds now on deposit in the United Pueblos Agency in "special deposits" which have accrued from issuance of livestock-crossing permits and fees collected for grazing permits on the lands which have been under the jurisdiction of the Department of the Interior shall be expended or disbursed for the benefit of the Indians under such rules and regulations as the Secretary of the Interior may prescribe.

Special deposit funds.

Approved August 13, 1949.

[CHAPTER 426]

AN ACT

To fix the United States share of project costs, under the Federal Airport Act, involved in installation of high intensity lighting on CAA designated instrument landing runways.

August 15, 1949

[S. 1278]

[Public Law 227]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 10 of the Federal Airport Act is amended by adding the following new subsection:

Federal Airport Act, amendment.
60 Stat. 175.
49 U. S. C. § 1109.

"(e) To the extent that the project costs of an approved project represent the cost of installation of high intensity lighting on runways designated instrument landing runways by the Administrator, the United States share shall be not to exceed 75 per centum of the allowable costs of such installation."

SEC. 2. Subsection (a) of section 10 of such Act is amended by striking out "and (d)" and inserting "(d), and (e)".

60 Stat. 175.
49 U. S. C. § 1109 (a).

Approved August 15, 1949.

[CHAPTER 427]

AN ACT

August 15, 1949
[H. R. 2290]
[Public Law 228]

To provide for cooperation by the Smithsonian Institution with State, educational, and scientific organizations in the United States for continuing paleontological investigations in areas which will be flooded by the construction of Government dams.

Smithsonian Institution.
Paleontological investigations.

Investigations, etc.,
of Interior Department.

Appropriation authorized.

Contributions.

Limitation.

Government lands.

34 Stat. 225.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Smithsonian Institution is hereby authorized to cooperate with any State, educational institution, or scientific organization in the United States for continuing paleontological investigations, and the excavation and preservation of fossil remains, in areas which will be flooded by the construction of Government dams or otherwise be made unavailable for such investigations because of such construction: *Provided*, That such investigations and activities shall not duplicate nor affect adversely similar operations being conducted by the Department of Interior in cooperation with the Smithsonian Institution.

SEC. 2. That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$65,000, which shall be available until expended for the above purposes: *Provided*, That at such time as the Smithsonian Institution is satisfied that any State agency, or any educational institution or scientific organization in any of the United States, is prepared to contribute to such investigation and when in its judgment such investigation shall appear meritorious, the Secretary of the Smithsonian Institution may make available for such investigation such amounts from this sum as shall be equal to the amounts contributed respectively by each such State agency, or educational institution or scientific organization: *Provided further*, That the amount to be made available from this sum for such investigation in cooperation with each such State agency, or educational institution or scientific organization, shall not exceed \$10,000 in any fiscal year: *Provided further*, That all such cooperative work and division of the result thereof shall be under the direction of the Secretary of the Smithsonian Institution: *Provided further*, That where lands are involved which are controlled by the Government of the United States, cooperative work thereon shall be under the provisions of the Act of June 8, 1906 (16 U. S. C. 432, 433), and rules and regulations pertaining thereto.

Approved August 15, 1949.

[CHAPTER 428]

AN ACT

August 15, 1949
[H. R. 3982]
[Public Law 229]

To authorize the Secretary of Agriculture to sell certain lands to the Sisters of Saint Joseph in Arizona, Incorporated, of Tucson, Arizona, to consolidate the Desert Laboratory Experimental Area of the Southwestern Forest and Range Experiment Station, and for other purposes.

Sisters of Saint Joseph, Ariz.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is hereby authorized in his discretion, to sell and convey, in whole or from time to time in separate parcels, by quitclaim deed or deeds, to the Sisters of Saint Joseph in Arizona, of the city of Tucson, State of Arizona, an Arizona corporation, for cash, at a price or prices not less than 50 per centum of the appraised fair market value thereof as determined by him, the following-described lands situated in the county of Pima, State of Arizona, to wit: That portion of tract 37, section 10, township 14 south, range 13 east, Gila and Salt River meridian, Arizona, as shown on the official public survey plat approved August 5, 1944, lying north of a line extending westerly from corner

numbered 7 of the official survey to the west line of said tract at a point twelve and forty one-hundredths chains south of official corner numbered 2, containing fifteen and eighty-six one-hundredths acres, more or less, subject, however, to a reservation to the United States of all uranium, thorium, and all other materials determined pursuant to section 5 (b) (1) of the Atomic Energy Act of 1946 (60 Stat. 755, 761), to be peculiarly essential to the production of fissionable material, as provided in Executive Order Numbered 9908 (12 F. R. 8223). Subject, also to a right-of-way forty feet in width outstanding in Pima County for the Silver Bell Road as now located and defined, and to the reservations contained in the United States patent to said lands. The proceeds of such sale or sales shall be available to the Secretary of Agriculture for the purchase of any lands described in the second section of this Act which are not owned by the United States and the construction of improvements for the Desert Laboratory of the Southwestern Forest and Range Experiment Station in replacement of the lands and facilities disposed of hereunder.

SEC. 2. That, subject to any valid existing claim or entry, all lands of the United States situated within the area hereafter described are hereby added to and made parts of the Coronado National Forest, State of Arizona, and all lands in the described area hereinafter acquired under the first and third sections of this Act shall thereupon become parts of the said national forest and shall be subject to the laws and regulations relating to the national forests, but shall be reserved from entry and location under the public lands and mining laws of the United States as an experimental area for watershed management and range research:

South half southeast quarter section 9; that portion of tract 37, section 10, township 14 south, range 13 east, Gila and Salt River meridian, Arizona, as established by the General Land Office, Department of the Interior, as approved by the Acting Assistant Commissioner on August 5, 1944, lying south of a line extending westerly from corner numbered 7 of the official survey to the west line of said tract at a point twelve and forty one-hundredths chains south of official corner numbered 2, containing nine and sixty one-hundredths acres, more or less; four acres, more or less, out of the south half southeast quarter northwest quarter southeast quarter, south half southwest quarter, southwest quarter southeast quarter, section 10; west half northwest quarter northeast quarter, west half section 15 and east half section 16, all in township 14 south, range 13 east, Gila and Salt River meridian.

SEC. 3. That the provisions of the Act approved March 20, 1922 (42 Stat. 465, 16 U. S. C. 485), as amended, are hereby extended and made applicable to all lands within the area described in the second section of this Act which are not owned by the United States.

Approved August 15, 1949.

[CHAPTER 438]

AN ACT

To authorize the Commissioners of the District of Columbia to appoint contracting officers to make contracts in amounts not exceeding \$3,000.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of section 2 of the Act entitled "An Act to grant additional powers to the Commissioners of the District of Columbia, and for other purposes", approved December 20, 1944 (58 Stat. 821, 822), is amended by striking out therefrom "\$1,000" and inserting in lieu thereof "\$3,000".

Approved August 16, 1949.

42 U. S. C. § 1805
(b) (1).

3 CFR, 1947 Supp.,
p. 176.

Proceeds of sale.

Coronado National
Forest, Ariz.

16 U. S. C. §§ 485,
486.

August 16, 1949
[S. 1918]
[Public Law 230]

D. C. Code, Supp.
VII, § 1-245.

[CHAPTER 439]

AN ACT

August 16, 1949
[H. R. 91]
[Public Law 231]

Postal Service.
Research and devel-
opment program.

Purpose.

Facilities and assist-
ance of Federal agen-
cies.

To provide for a research and development program in the Post Office Department.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Postmaster General is authorized and directed to establish in the Post Office Department a research and development program which shall be administered by the Postmaster General through such officers and employees as he may designate.

(b) The investigations and studies under this program shall be for the purpose of improving existing equipment, supplies, methods, procedures, means, and devices used in the Postal Service and of introducing new types of equipment, supplies, methods, procedures, means, and devices for use in such service in order that the businesses of the Post Office Department may be more efficiently and economically operated.

SEC. 2. In carrying out its functions under this Act, the Department is authorized, pursuant to the Act of March 4, 1915 (38 Stat. 1084), as amended (31 U. S. C., sec. 686), or other applicable law, to utilize the research and testing facilities of the National Bureau of Standards and to procure advice and assistance from any department or independent establishment in the executive branch of the Government.

Approved August 16, 1949.

[CHAPTER 440]

AN ACT

August 16, 1949
[H. R. 1720]
[Public Law 232]

Montana.
Conveyance.

To provide for the conveyance of certain land in Missoula County, Montana, to the State of Montana for the use and benefit of Montana State University.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to sell and convey, at one-half the value thereof fixed by the Secretary of the Interior, to the State of Montana for the use and benefit of Montana State University, Missoula, Montana, all the right, title, and interest of the United States in and to certain land situated in Missoula County, Montana, more particularly described as follows:

The southwest quarter of the northeast quarter, the south half of the northwest quarter, and the north half of the southwest quarter, section 30, township 13 north, range 19 west, Montana principal meridian, containing approximately two hundred acres.

Right reserved to
U. S.

SEC. 2. The patent issued under this Act shall contain a reservation to the United States of all mineral deposits in the lands and of the right to prospect for, mine, and remove the same under applicable laws and under regulations to be established by the Secretary.

Approved August 16, 1949.

[CHAPTER 441]

AN ACT

August 16, 1949
[H. R. 2062]
[Public Law 233]

Veterans.
Participation in fu-
nerals.

To grant time to employees in the executive branch of the Government to participate, without loss of pay or deduction from annual leave, in funerals for deceased members of the armed forces returned to the United States for burial.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That employees in

the executive branch of the Government who are veterans of the Spanish-American War, World War I, or World War II may be excused from duty, without loss of pay or deduction from their annual leave, for such time as may be necessary, but not in excess of four hours in any one day, to enable them to participate as active pall-bearers or as members of firing squads or guards of honor in funeral ceremonies for members of the armed forces of the United States who lost their lives in World War II and whose remains are returned from abroad for final interment in the United States.

Approved August 16, 1949.

[CHAPTER 442]

AN ACT

To declare the waterway (in which is located the Brewery Street Channel) from Brewery Street southeastward to a line running south thirty-three degrees fifty-three minutes thirty-six seconds west from the south side of Chestnut Street at New Haven, Connecticut, a nonnavigable stream.

August 16, 1949
[H. R. 3511]

[Public Law 234]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the portion of the waterway in which is located the Brewery Street Channel in the city of New Haven, Connecticut, lying northwest of a line extending south thirty-three degrees fifty-three minutes thirty-six seconds west from a point (located north forty-five degrees fifteen minutes eight seconds west; distant two hundred and eighty-six feet from United States harbor line mark 41 on the southerly side of Waterside Park) four hundred and seventeen and seventy-two one-hundredths feet to the combined United States bulkhead and pierhead line on the upstream face of Canal Wharf as established by the Secretary of War May 14, 1942, is hereby declared to be a nonnavigable water of the United States within the meaning of the Constitution and laws of the United States.

New Haven, Conn.
Nonnavigable wa-
terway.

SEC. 2. Any project heretofore authorized by any Act of Congress, insofar as such project relates to the above-described portion of the Brewery Street section of New Haven Harbor, is hereby abandoned.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Rights reserved.

Approved August 16, 1949.

[CHAPTER 443]

AN ACT

To amend the Civil Service Retirement Act of May 29, 1930, to provide that the annuities of certain officers and employees engaged in the enforcement of the criminal laws of the United States shall be computed on the basis of their average basic salaries for any five consecutive years of allowable service.

August 16, 1949
[H. R. 3756]

[Public Law 235]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (d) of the Civil Service Retirement Act of May 29, 1930, as amended, is hereby amended by striking out "and the annuity of such officer or employee shall be equal to 2 per centum of his average basic salary for the five years next preceding the date of his retirement, multiplied by the number of years of service, not exceeding thirty years" and inserting in lieu thereof "and the annuity of such officer or employee shall be equal to 2 per centum of his average basic salary for any five consecutive years of allowable service at the option of such officer or employee, multiplied by the number of years of service, not exceeding thirty years".

Civil Service Retirement Act, amend-
ment.
56 Stat. 14.
5 U. S. C., Supp. II,
§ 691 (d).

Approved August 16, 1949.

[CHAPTER 444]

AN ACT

August 16, 1949
[H. R. 5287]
[Public Law 236]

To amend title 28, United States Code, section 90, to create a Swainsboro Division in the southern district of Georgia, with terms of court to be held at Swainsboro.

Title 28, U. S. Code,
amendment.
62 Stat. 877.
28 U. S. C., Supp.
II, § 90 (c).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (c) of section 90, title 28, United States Code is hereby amended to read as follows:

"SOUTHERN DISTRICT

"(c) The southern district comprises six divisions.

"(1) The Augusta Division comprises the counties of Burke, Columbia, Glascock, Lincoln, McDuffie, Richmond, Taliaferro, Warren, and Wilkes.

"Court for the Augusta Division shall be held at Augusta.

"(2) The Dublin Division comprises the counties of Dodge, Johnson, Laurens, Montgomery, Telfair, Treutlen, and Wheeler.

"Court for the Dublin Division shall be held at Dublin.

"(3) The Savannah Division comprises the counties of Bryan, Chatham, Effingham, Evans, Liberty, Screven, and Tattnall.

"Court for the Savannah Division shall be held at Savannah.

"(4) The Waycross Division comprises the counties of Atkinson, Bacon, Brantley, Charlton, Coffee, Pierce, and Ware.

"Court for the Waycross Division shall be held at Waycross.

"(5) The Brunswick Division comprises the counties of Appling, Camden, Glynn, Jeff Davis, Long, McIntosh, and Wayne.

"Court for the Brunswick Division shall be held at Brunswick.

"(6) The Swainsboro Division comprises the counties of Bulloch, Candler, Emanuel, Jefferson, Washington, Jenkins, and Toombs.

"Court for the Swainsboro Division shall be held at Swainsboro."

Approved August 16, 1949.

[CHAPTER 445]

AN ACT

August 16, 1949
[H. R. 5365]
[Public Law 237]

To provide for the transfer of the vessel Black Mallard to the State of Louisiana for the use and benefit of the department of wildlife and fisheries of such State.

Louisiana.
Vessel Black Mal-
lard.

41 Stat. 305, 49 Stat.
872.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to donate and convey to the State of Louisiana, for the use and benefit of the department of wildlife and fisheries of such State, all the right, title, and interest of the United States in and to the vessel Black Mallard (formerly known as the Talvez) which was acquired by the United States by seizure under the National Prohibition Act. Such vessel has been on loan since 1931 (except for a period in World War II) from the United States to the department of wildlife and fisheries of the State of Louisiana for use as a biological research boat and has been extensively repaired and refitted at the expense of such State.

Approved August 16, 1949.

[CHAPTER 451]

AN ACT

August 17, 1949
[H. R. 1154]
[Public Law 238]

To provide authorization for additional funds for the extension and improvement of post-office facilities at Los Angeles, California, and for other purposes.

Los Angeles, Calif.
Post-office facilities.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby

authorized to be appropriated the sum of \$800,000, or so much thereof as may be necessary, to carry out the provisions of this Act, for completion and equipment of the additional story and the extension and remodeling of the existing Terminal Annex Station, Los Angeles, California, in addition to the amount previously authorized by the Act entitled "An Act to provide for the extension and improvement of post-office facilities at Los Angeles, California, and for other purposes", approved June 29, 1948 (Public Law 832, Eightieth Congress).

Approved August 17, 1949.

Appropriation authorized.
Post, p. 976.

62 Stat. 1104.

[CHAPTER 452]

AN ACT

To extend to commissioned officers of the Coast and Geodetic Survey the provisions of the Armed Forces Leave Act of 1946.

August 17, 1949
[H. R. 2572]
[Public Law 239]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of August 9, 1946 (60 Stat. 963), as now or hereafter amended, relating to the granting of annual leave and compensation for leave accumulated in excess of sixty days on August 31, 1946, shall apply to commissioned officers of the Coast and Geodetic Survey to the same extent and with the same relative conditions as are provided therein for commissioned officers of the armed forces: *Provided*, That the term "Secretary" as used in such Act shall mean, in the case of commissioned officers of the Coast and Geodetic Survey, the Secretary of Commerce: *And provided further*, That in any case in which a commissioned officer of the Coast and Geodetic Survey on active duty on September 1, 1946, excepting officers on terminal leave on that date, had to his credit on August 31, 1946, accumulated or accrued leave aggregating in excess of sixty days, such leave in excess of sixty days not subsequently taken shall be settled and compensated for in cash on the basis of the rate of pay and allowances applicable to such officer on August 31, 1946, if application is made therefor to the Secretary of Commerce within one year after the date of approval of this Act.

Coast and Geodetic Survey.
Commissioned officers.
37 U. S. C. §§ 32-37; Supp. II, § 32 *et seq.*; 10 U. S. C. § 18; 14 U. S. C. § 50d; 34 U. S. C. § 604.

"Secretary."

Accumulated leave in excess of 60 days.

SEC. 2. Funds appropriated by the Act of August 8, 1946 (Public Law 663, Seventy-ninth Congress), to enable the President to carry out the provisions of the Armed Forces Leave Act of 1946, are hereby made available for carrying out the provisions of this Act and may be allotted to the Department of Commerce by transfer to and merger with appropriations thereof or otherwise, in such amounts as may be determined by the Director of the Budget.

Availability of funds.
60 Stat. 912.
60 Stat. 963.
37 U. S. C. §§ 32-37; Supp. II, § 32 *et seq.*; 10 U. S. C. § 18; 14 U. S. C. § 50d; 34 U. S. C. § 604.

SEC. 3. The provisions of this Act shall be effective from August 9, 1946.

Approved August 17, 1949.

[CHAPTER 453]

AN ACT

To exempt certain volatile fruit-flavor concentrates from the tax on liquors.

August 17, 1949
[H. R. 5331]
[Public Law 240]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subchapter E of chapter 26 of the Internal Revenue Code (miscellaneous general provisions relating to the tax on liquors) is hereby amended by adding at the end thereof the following new section:

Internal Revenue Code, amendment.
53 Stat. 373.
26 U. S. C. §§ 3170-3181; Supp. II, § 3179.

"SEC. 3182. VOLATILE FRUIT-FLAVOR CONCENTRATES.

"(a) EXEMPTION.—The provisions of this chapter (other than sections 2810, 2819, and 2823 and other than sections 2827 to 2830, both

53 Stat. 308, 314, 316, 317.
26 U. S. C. §§ 2810, 2819, 2823, 2827-2830.

inclusive) shall not be applicable with respect to the manufacture, by any process which includes evaporations from the mash or juice of any fruit, of any volatile fruit-flavor concentrate if—

“(1) such concentrate, and the mash or juice from which it is produced, contains no more alcohol than is reasonably unavoidable in the manufacture of such concentrate; and

“(2) such concentrate is rendered unfit for use as a beverage before removal from the place of manufacture; and

“(3) the manufacturer thereof keeps such records, renders such reports, files such bonds, and complies with such other rules and regulations with respect to the production, removal, sale, transportation, and use of such concentrate and of the mash or juice from which such concentrate is produced, as the Commissioner, with the approval of the Secretary, may prescribe as necessary for the protection of the revenues imposed by this chapter.

“(b) CONTROL AFTER TAX-FREE MANUFACTURE.—If any volatile fruit-flavor concentrate (or any fruit mash or juice from which such concentrate is produced) containing one-half of 1 per centum or more of alcohol by volume, which is manufactured free from tax under the provisions of subsection (a), is sold, transported, or used by any person in violation of the provisions of this chapter or regulations promulgated thereunder, such person and such concentrate, mash, or juice shall be subject to all provisions of this chapter pertaining to distilled spirits and wines, including those requiring the payment of tax thereon; and the person so selling, transporting, or using such concentrate, mash, or juice shall be required to pay such tax.”

Approved August 17, 1949.

[CHAPTER 454]

JOINT RESOLUTION

August 17, 1949
[H. J. Res. 242]
[Public Law 241]

Extending for two years the existing privilege of free importation of gifts from members of the armed forces of the United States on duty abroad.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of December 5, 1942, entitled “An Act to accord free entry to bona fide gifts from members of the armed forces of the United States on duty abroad”, as amended (U. S. C., 1946 edition, Supp. I, title 50, App., sec. 847), is hereby amended by striking out “July 1, 1949” and inserting in lieu thereof “July 1, 1951”.

56 Stat. 1041; 61 Stat.
917.
50 U. S. C., Supp.
II, app. § 847.

Approved August 17, 1949.

[CHAPTER 457]

AN ACT

August 17, 1949
[H. R. 2214]
[Public Law 242]

To provide for the development, administration, and maintenance of the Suitland Parkway in the State of Maryland as an extension of the park system of the District of Columbia and its environs by the Secretary of the Interior, and for other purposes.

Suitland Parkway,
Md.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That hereafter all lands and easements heretofore or hereafter acquired by the United States for the right-of-way for a military road, constructed by the War Department, between the eastern approaches of the South Capitol Street Bridge in the District of Columbia and the vicinity of the entrance to Andrews Field in the State of Maryland, including any lands required for additional connections to the Maryland road system, shall be regarded as an extension of the park system of the Dis-

trict of Columbia and its environs, to be known as the Suitland Parkway, and it shall be developed, administered, and maintained by the Secretary of the Interior, through the National Park Service, subject to the provisions of the Act of Congress approved August 25, 1916 (39 Stat. 535), the provisions of which Act, as amended and supplemented, are hereby extended over and made applicable to said parkway, insofar as they are not inconsistent with the provisions of this Act.

16 U. S. C. §§ 1-4,
22, 43; 5 U. S. C. § 485.

Administration, etc.

SEC. 2. The parkway shall be developed, operated, and administered as a limited access road primarily to provide a dignified, protected, safe, and suitable approach for passenger-vehicle traffic to the National Capital and for an uninterrupted means of access between the several Federal establishments adjacent thereto and the seat of government in the District of Columbia. To avoid impairment of this purpose, the Secretary of the Interior, with the concurrence of the Federal Works Agency, shall control the location, limit the number of access points, and regulate the use of said parkway by various classes or types of vehicles or traffic.

SEC. 3. The Secretary of the Interior in his administration of the Suitland Parkway is authorized, in his discretion, to accept from private owners, State and local governments, lands, rights-of-way over lands, or other interests in lands adjacent to such parkway, and also to accept the transfer of jurisdiction to the Department of the Interior of adjacent lands for park and recreational purposes from any Federal agency or department, without reimbursement to such Federal agency or department having jurisdiction thereof, when such transfer is mutually agreed upon by the Secretary and such department or agency; and such transfer of jurisdiction by any such department or agency of the Federal Government in possession of such lands is hereby authorized.

Acceptance of lands,
etc.

Transfer of jurisdic-
tion.

SEC. 4. That money appropriated for parkways administered by the National Park Service by the Department of the Interior Appropriation Act each fiscal year shall be available for expenditure for continuing the construction, development, maintenance, and policing of the Suitland Parkway.

Availability of
funds.

Approved August 17, 1949.

[CHAPTER 464]

AN ACT

To authorize the taxation of Indian land holdings in the town of Lodge Grass, Montana, to assist in financing a municipal water supply and sewerage system.

August 17, 1949
[H. R. 5034]
[Public Law 243]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all Indian land (whether restricted land or land purchased with restricted funds of Indians) within the corporate limits of the town of Lodge Grass, Montana, in the Crow Indian Reservation, hereafter acquired for individual Indians or tribes of Indians, shall be subject to taxation to assist in financing the construction and maintenance of a municipal water supply and sewerage system for such town.

Lodge Grass, Mont.

Approved August 17, 1949.

[CHAPTER 465]

JOINT RESOLUTION

To amend the joint resolution creating the Niagara Falls Bridge Commission, approved June 16, 1938.

August 17, 1949
[H. J. Res. 208]
[Public Law 244]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the last sentence of the first section of the joint resolution entitled "Joint resolution

Niagara Falls Bridge
Commission.
Reconstruction,
etc., of bridges.

52 Stat. 767.

34 Stat. 84,
33 U. S. C. §§ 491-498.

creating the Niagara Falls Bridge Commission and authorizing said Commission and its successors to construct, maintain, and operate a bridge across the Niagara River at or near the city of Niagara Falls, New York", approved June 16, 1938, is hereby amended to read as follows: "For like purposes, and subject to all applicable conditions and limitations contained in this joint resolution the said Commission and its successors and assigns are hereby authorized (1), with the approval of the proper authorities in the Dominion of Canada, to purchase, and in accordance with the provisions of such Act of March 23, 1906, to reconstruct, repair, maintain, and operate, existing bridges across the Niagara River at or north of the city of Niagara Falls; and (2) to issue bonds to provide for the payment of the cost of acquiring any such bridge and its approaches and the necessary lands, easements, and appurtenances thereto, payable solely from the revenues of such bridge."

Approved August 17, 1949.

[CHAPTER 472]

AN ACT

August 18, 1949
[H. R. 1892]
[Public Law 245]

Authorizing the Secretary of the Interior to issue to Lake County, Montana, a patent in fee to certain Indian lands.

Lake County, Mont.
Patent in fee.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed, with the consent and approval of the tribal council of the Consolidated Tribes of Flathead, Kootenai, and Salish Indians, to issue to Lake County, Montana, a patent in fee to the following-described lands on the Flathead Indian Reservation, Montana: The north half of the northwest quarter of the southwest quarter of the southeast quarter of section 36, township 21 north, range 20 west, Montana principal meridian, containing five acres more or less.

Approved August 18, 1949.

[CHAPTER 473]

JOINT RESOLUTION

August 18, 1949
[H. J. Res. 339]
[Public Law 246]

Amending an Act making temporary appropriations for the fiscal year 1950, as amended, and for other purposes.

Ante, pp. 405, 485;
post, p. 696.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 154 (Eighty-first Congress), making temporary appropriations for the fiscal year 1950, and for other purposes, as amended, is hereby amended by striking out, in section (c) thereof, "or (3) August 15, 1949," and inserting in lieu thereof the following: "or (3) with respect to paragraph (b) August 15, 1949, and with respect to paragraph (a) September 15, 1949".

Approved August 18, 1949.

[CHAPTER 476]

AN ACT

August 18, 1949
[H. R. 242]
[Public Law 247]

To provide for the conferring of the degree of bachelor of science upon graduates of the United States Merchant Marine Academy.

48 Stat. 73.
10 U. S. C. § 486a;
14 U. S. C. § 15a; 34
U. S. C. § 1057a; 46
U. S. C. § 1126a.
Ante, p. 559.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of May 25, 1933, as amended, relating to the conferring of degrees upon graduates of the Naval Academy, Military Academy, Coast Guard

Academy, and Merchant Marine Academy, be amended to read as follows:

"The Superintendents of the United States Naval Academy, the United States Military Academy, the United States Merchant Marine Academy, and the United States Coast Guard Academy may, under such rules and regulations as the Secretary of the Navy, the Secretary of the Army, the United States Maritime Commission, and the Secretary of the Treasury, respectively may prescribe, confer the degree of bachelor of science upon all graduates of their respective academies, from and after the date of the accrediting of said academies. On and after the date of the accrediting of the said academies the superintendents of the respective academies may, under such rules and regulations as the respective Secretaries, or the Maritime Commission, may make, confer the degree of bachelor of science upon such other living graduates of the respective academies as shall have met the requirements of the respective academies for such degree."

Approved August 18, 1949.

Naval, Military,
Merchant Marine,
and Coast Guard
Academies.
Degree of bachelor
of science.

[CHAPTER 477]

AN ACT

To authorize acquisition by the county of Missoula, State of Montana, of certain lands for public-use purposes.

August 18, 1949
[H. R. 2197]
[Public Law 248]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and hereby is, authorized, in his discretion, to sell and convey, at one-half the value thereof fixed by the Secretary, certain lands to the county of Missoula, State of Montana, described as follows: South half northeast quarter, north half southeast quarter, section 25, township 13 north, range 20 west, Montana principal meridian.

Missoula County,
Mont.
Conveyance.

SEC. 2. The patent issued under this Act shall contain a reservation to the United States of all mineral deposits in the lands and of the right to prospect for, mine, and remove the same under applicable laws and under regulations to be established by the Secretary.

Rights reserved to
U. S.

Approved August 18, 1949.

[CHAPTER 478]

AN ACT

To authorize the establishment of fish hatcheries in the States of Georgia and Michigan; to authorize the rehabilitation and expansion of rearing ponds and fish cultural facilities in the States of New York and Colorado; to authorize the Secretary of the Interior to undertake a continuing study of shad of the Atlantic coast; and to amend the Act of August 8, 1946, relating to investigation and eradication of predatory sea lampreys of the Great Lakes, and for other purposes.

August 18, 1949
[H. R. 2740]
[Public Law 249]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to establish and construct rearing ponds and a fish hatchery at suitable locations at or near Millen, Georgia, and in the upper peninsula of Michigan, at a cost of not to exceed \$250,000 and \$325,000, respectively; to rehabilitate and expand at a cost of not to exceed \$70,000 the rearing ponds and facilities at the Cape Vincent, New York, fish cultural station, and to purchase lands adjoining such station in connection with the rehabilitation and expansion of such facilities; and to rehabilitate, repair, and place in efficient operating condition the rearing ponds and fish cultural facilities at Leadville, Colorado, at a cost of not to exceed \$90,000.

Fish hatcheries,
rearing ponds, etc.
Rehabilitation, ex-
pansion, etc.

Study of shad of Atlantic Coast.

Transfer of boats, etc.

16 U. S. C. §§ 921-923.

Eradication of sea lampreys.

Report to Congress.

Cooperation with State agencies.

Appropriation authorized.
Post, p. 981.

SEC. 2. The Secretary of the Interior is hereby authorized to undertake, through the Fish and Wildlife Service, a comprehensive and continuing study of the shad of the Atlantic Coast for the purpose of recommending to the Atlantic Coast States, through the Atlantic States Marine Fisheries Commission, measures to be taken to arrest decline, increase the abundance, and promote the wisest utilization of such shad resources at a cost of not to exceed \$75,000 per annum for a six-year period. For the purposes of this section, any agency of the United States, or any corporation wholly owned by the United States, is authorized to transfer, without exchange of funds, any boats or equipment excess to its needs required by the Fish and Wildlife Service for the studies authorized herein.

SEC. 3. That the joint resolution of August 8, 1946 (60 Stat. 930), be amended to read as follows:

"That the Director of the Fish and Wildlife Service of the Department of the Interior is hereby authorized and directed to prosecute investigations of the abundance and distribution of sea lampreys and their effects on fishes, experiments to develop control measures, and a vigorous program for the elimination and eradication of sea lamprey populations of the Great Lakes; to survey the Great Lakes area to determine what localities would be most suitable for the establishment of additional fish hatcheries and rearing ponds if, and when, it becomes desirable for the Federal Government to operate such additional fish hatcheries and rearing ponds in the Great Lakes area; and is authorized and directed to report to the Congress not later than December 31, 1950, the results of such survey and to make recommendations with respect thereto. The cost of the investigations and studies authorized in this section shall not exceed \$359,000 for the first year and the sum of \$216,000 per annum thereafter.

"In carrying out the foregoing purposes and objectives the Director of the Fish and Wildlife Service is authorized to cooperate with the official conservation agencies of the States bordering on the Great Lakes, with the commercial fishing industry, and with other governmental or private agencies, organizations, or individuals having jurisdiction over or an interest in the fisheries of the Great Lakes."

SEC. 4. There is authorized to be appropriated from time to time, out of any moneys in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the purposes and objectives of this Act.

Approved August 18, 1949.

[CHAPTER 479]

AN ACT

August 18, 1949
[H. R. 4948]
[Public Law 250]

Relating to the policing of the building and grounds of the Supreme Court of the United States.

U. S. Supreme Court.
Policing of buildings, grounds, etc.

Restriction on public use.

Sale of articles, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Marshal of the Supreme Court of the United States, under the general supervision and direction of the Chief Justice of the United States, may designate employees of the Supreme Court as special policemen, without additional compensation, for duty in connection with the policing of the Supreme Court Building and grounds and adjacent streets.

SEC. 2. Public travel in and occupancy of the Supreme Court grounds is hereby restricted to the sidewalks and other paved surfaces.

SEC. 3. It shall be unlawful to offer or expose any article for sale in the Supreme Court Building or grounds; to display any sign, placard, or other form of advertisement therein; or to solicit fares, alms, subscriptions, or contributions therein.

SEC. 4. It shall be unlawful to step or climb upon, remove, or in any way injure any statue, seat, wall, foundation, or other erection or architectural feature, or any tree, shrub, plant, or turf in the Supreme Court Building or grounds.

Injury, etc., of structures or plants.

SEC. 5. It shall be unlawful to discharge any firearm, firework or explosive, set fire to any combustible, make any harangue or oration, or utter loud, threatening, or abusive language in the Supreme Court Building or grounds.

Discharge of firearms, etc.

SEC. 6. It shall be unlawful to parade, stand, or move in processions or assemblages in the Supreme Court Building or grounds, or to display therein any flag, banner, or device designed or adapted to bring into public notice any party, organization, or movement.

Processions or assemblages.

SEC. 7. (a) In addition to the restrictions and requirements specified in sections 2 to 6, inclusive, of this Act, the Marshal of the Supreme Court may prescribe such regulations, approved by the Chief Justice of the United States, as may be deemed necessary for the adequate protection of the Supreme Court Building and grounds and of persons and property therein, and for the maintenance of suitable order and decorum within the Supreme Court Building and grounds.

Regulations.

(b) All regulations promulgated under the authority of this section shall be printed in one or more of the daily newspapers published in the District of Columbia, and shall not become effective until the expiration of ten days after the date of such publication.

Publication in newspaper.

SEC. 8. Whoever violates any provision of sections 2 to 6, inclusive, of this Act, or of any regulation prescribed under section 7 of this Act, shall be fined not more than \$100 or imprisoned not more than sixty days, or both, prosecution for such offenses to be had in the municipal court for the District of Columbia, upon information by the United States Attorney or any of his assistants: *Provided*, That in any case where, in the commission of any such offense, public property is damaged in an amount exceeding \$100, the period of imprisonment for the offense may be not more than five years.

Penalties.

SEC. 9. The special police provided for in section 1 of this Act shall have the power, within the Supreme Court Building and grounds and adjacent streets, to enforce and make arrests for violations of any provision of sections 2 to 6, inclusive, of this Act, of any regulation prescribed under section 7 of this Act, or of any law of the United States or of any State or any regulation promulgated pursuant thereto: *Provided*, That the Metropolitan Police force of the District of Columbia are hereby authorized to make arrests within the Supreme Court Building and grounds for any violations of any such laws or regulations, but such authority shall not be construed as authorizing the Metropolitan Police force, except with the consent or upon the request of the Marshal of the Supreme Court or his assistants, to enter the Supreme Court Building to make arrests in response to complaints or to serve warrants or to patrol the Supreme Court Building or grounds.

Special police.

Metropolitan Police.

SEC. 10. In order to permit the observance of authorized ceremonies within the Supreme Court Building and grounds, the Marshal of the Supreme Court of the United States may suspend for such occasions so much of the prohibitions contained in sections 2 to 6, inclusive, of this Act as may be necessary for the occasion, but only if responsible officers shall have been appointed, and arrangements determined which are adequate, in the judgment of the Marshal, for the maintenance of suitable order and decorum in the proceedings, and for the protection of the Supreme Court Building and grounds and of persons and property therein.

Suspension of prohibitions.

SEC. 11. For the purposes of this Act the Supreme Court grounds shall be held to extend to the line of the face of the east curb of First

Area of Supreme Court grounds.

Street Northeast, between Maryland Avenue Northeast and East Capitol Street; to the line of the face of the south curb of Maryland Avenue Northeast, between First Street Northeast and Second Street Northeast; to the line of the face of the west curb of Second Street Northeast, between Maryland Avenue Northeast and East Capitol Street; and to the line of the face of the north curb of East Capitol Street between First Street Northeast and Second Street Northeast.

Approved August 18, 1949.

[CHAPTER 483]

JOINT RESOLUTION

August 19, 1949
[S. J. Res. 79]

[Public Law 251]

Authorizing Federal participation in the International Exposition for the Bicentennial of the Founding of Port-au-Prince, Republic of Haiti, 1949.

Whereas there is to be held in the city of Port-au-Prince, capital of Haiti, during the years 1949 and 1950, a world fair commemorating the bicentennial of the founding of Port-au-Prince; and

Whereas the United States has been formally invited by the Republic of Haiti to participate in this exposition; and

Whereas the Republic of Haiti and the city of Port-au-Prince have provided a site and permanent public improvements at an estimated cost of \$4,000,000; and

Whereas such international exposition and celebration are worthy and deserving of the support and encouragement of the United States; and the United States has aided and supported such exhibitions in the past: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is hereby authorized, in his discretion and upon the recommendation of the Secretary of State, to appoint or designate a commissioner, by and with the advice and consent of the Senate, to represent the United States in connection with participation in the Port-au-Prince Bicentennial Exposition who shall serve for such period prior to such exposition as may be necessary to carry out the purposes of this joint resolution, for the duration of such exposition, and for not more than six months after the official closing thereof. The Secretary of State may delegate to the commissioner any authority conferred upon him by this joint resolution, and the commissioner shall be responsible to the Secretary of State in carrying out his duties. The commissioner shall receive compensation at a rate not to exceed \$12,000 per annum while serving in this capacity, except that any official of the Government designated as commissioner shall serve without additional compensation.

SEC. 2. The Secretary of State is authorized—

(a) to designate as deputy commissioner a Government official, who shall serve without additional compensation and whose duties shall be prescribed by the commissioner;

(b) to secure, either by direct hire or by detail from Government agencies with the consent of the heads of such agencies, such other staff as may be necessary to assist the commissioner;

(c) to erect on land which shall be conveyed in full ownership of the United States of America by the Haitian Government such a building or such a group of buildings as he may deem adequate for effective participation by the United States in the exposition: *Provided*, That, after the close of the exposition, such land and building or group of buildings shall be utilized or disposed of in accordance with the Foreign Service Buildings Act of 1926, as amended;

Port-au-Prince Bi-centennial Exposition, Haiti.
Appointment of commissioner.

Delegation of authority.

Compensation.

Deputy commissioner.

Erection of building.

Disposition of building.

44 Stat. 403.
22 U. S. C. §§ 292-300.

(d) to contract with the Port-au-Prince Exposition authorities or with any other person or persons for the design and erection of such building or group of buildings;

(e) to maintain such building or group of buildings and the site thereof and to arrange and maintain exhibits and assign space therein and thereon; and

(f) to accept from any source and to use for the purposes designated—

(1) contributions in money to aid in carrying out the purposes of this joint resolution, which contributions shall be placed in a special-deposit account and any unused portions thereof returned to the donors upon the close of the exposition or upon the cessation of United States participation therein; and

(2) contributions of material or aid in the preparation of the exhibits.

SEC. 3. The head of any establishment, department, or agency of the Government is authorized, on request, to assist the Department of State or the commissioner in carrying out the functions authorized by this joint resolution, including the furnishing of personnel, the procurement, installation, and display of exhibits, and the loan to the exposition authorities of articles, specimens, and exhibits for display.

SEC. 4. There is hereby authorized to be appropriated to the Department of State, out of any money in the Treasury not otherwise appropriated, the sum of \$170,000 to remain available until expended for the purposes of this joint resolution including: The salaries, allowances, and expenses of the commissioner and such staff as may be required; personal services in the District of Columbia or elsewhere; without regard to civil-service laws and the Classification Act of 1923, as amended; employment of aliens; transportation of things; travel expenses without regard to the standardized government travel regulations, as amended, and the Travel Expense Act of 1949; payment of rentals in advance; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); official cards; entertainment; purchase and hire of passenger motor vehicles; stenographic reporting and other services by contract or otherwise; rental of offices and quarters by contract or otherwise without regard to the provisions of section 322 of the Act of June 30, 1932 (40 U. S. C. 278a); ice and drinking water; insurance on exhibits; such expenditures as may be necessary for the purpose of obtaining, preparing, maintaining, and disposing of exhibit materials; for the construction of a building or group of buildings and the payment of any expenses incurred in connection with the employment of architects and engineers in connection therewith, including payment of their necessary travel expenses, and for the maintenance of such building or group of buildings and their site and grounds; and such other expenses as may be deemed necessary by the Secretary of State to carry out the purposes of this joint resolution; all without regard to section 3709 of the Revised Statutes (41 U. S. C. 5). Funds authorized to be appropriated herein may be transferred to any executive department or independent office or establishment of the Government with the consent of the heads thereof, for direct expenditure for any purposes of this joint resolution which the Secretary of State may specify.

SEC. 5. The Secretary of State shall transmit to the Congress within six months after the close of the exposition a detailed statement of all expenditures together with such other reports as he may deem proper,

Exhibits.

Contributions.

Assistance from Government agencies.

Appropriation authorized.
Post, p. 877.

42 Stat. 1488.
5 U. S. C. §§ 661-674; Supp. II, § 662 et seq.
Post, p. 972.
Ante, p. 166.

60 Stat. 810.
40 Stat. 1270.
Ante, p. 405.

47 Stat. 412.

Ante, p. 403.

Report to Congress.

Audit of accounts.

which reports shall be prepared and arranged with a view to concise statement and convenient reference: *Provided*, That this provision shall not be construed to waive the submission of all accounts and vouchers to the General Accounting Office for audit or to permit any obligations to be incurred in excess of the amount authorized to be appropriated herein.

Approved August 19, 1949.

[CHAPTER 484]

AN ACT

August 19, 1949
[H. R. 5188]
[Public Law 252]

To provide for the preparation of a plan for the celebration of the one hundredth anniversary of the building of the Soo Locks.

Soo Locks Centennial Celebration Commission.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created a commission to be known as the Soo Locks Centennial Celebration Commission (hereinafter referred to as the "Commission") and to be composed of nine Commissioners to be appointed by the President. The Commissioners shall serve without compensation and shall select a Chairman from among their number.

Compensation.

SEC. 2. (a) It shall be the duty of the Commission to prepare a comprehensive plan for the celebration in the year 1955 of the one hundredth anniversary of the building of the Soo Locks.

Report to President.

(b) The Commission shall make a report of its progress to the President at least twice a year, and shall submit to the President prior to the beginning of the celebration a final report setting forth the plan prepared pursuant to subsection (a) of this section and containing such recommendations for carrying out such plan as it deems advisable. The Commission shall cease to exist thirty days after the date of the submission of the final report.

Termination.

Approved August 19, 1949.

[CHAPTER 485]

AN ACT

August 19, 1949
[S. 1949]
[Public Law 253]

To authorize the lease of the Federal correctional institution at Sandstone, Minnesota, to the State of Minnesota.

Minnesota.
Lease of property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General is authorized to lease to the State of Minnesota, upon such terms and conditions as he may see fit, all lands, buildings, equipment, and other facilities of the Federal correctional institution at Sandstone, Minnesota, not required for use by the Department of Justice. The agreement of the State of Minnesota to protect, repair, and maintain such property and to return it to the Department of Justice in as good condition as when leased, reasonable wear and tear excepted, may constitute the sole consideration for any such lease. Any such lease shall continue in effect until terminated (1) by either party upon not less than eighteen months' notice to the other, or (2) by agreement of both parties.

Report to Congress.

SEC. 2. The Attorney General shall consider any proposals which may be made by the State of Minnesota for the transfer to it of any of the property described in the first section of this Act, and shall report the same, together with his recommendations, to the Congress.

Jurisdiction.

SEC. 3. There is hereby ceded to the State of Minnesota, for the duration of any lease of any property to it pursuant to the provisions of this Act, the jurisdiction theretofore vested in the United States over such property.

Approved August 19, 1949.

[CHAPTER 486]

AN ACT

To extend the time within which legislative employees may come within the purview of the Civil Service Retirement Act.

August 19, 1949
[S. 1977]
[Public Law 254]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 (a) of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by adding at the end thereof the following:

"Notwithstanding any other provision of this Act, any officer or employee in the legislative branch of the Government within the classes of officers or employees which were made eligible for the benefits of this Act by the Act of July 13, 1937, serving in such position on the effective date of this paragraph, may give notice of his desire to come within the purview of this Act at any time prior to January 30, 1950."

Approved August 19, 1949.

Civil Service Retirement Act, amendment.
46 Stat. 470.
5 U. S. C., Supp. II, § 693 (a).
Post, p. 884.

[CHAPTER 487]

AN ACT

To authorize an appropriation in aid of a system of drainage and sanitation for the city of Polson, Montana.

August 19, 1949
[H. R. 2869]
[Public Law 255]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any funds in the Treasury not otherwise appropriated, the sum of \$100,000 or so much thereof as may be necessary for the repair and rehabilitation or replacement of the drainage structures of a system of drainage for lands within and adjacent to the city of Polson, Montana, on the Flathead Indian Reservation, in sections 3, 4, 8, 9, and 10, township 22 north, range 20 west, Montana principal meridian: *Provided*, That the said city or the residents in the affected area form a drainage-sanitation district and levy an assessment to provide additional funds to convert the drainage lines into a dual purpose system for drainage and sewer disposal purposes and agree to take title to the system and operate and maintain it in perpetuity.

SEC. 2. Nothing in this Act shall be construed as an admission of liability on the part of the United States for damages that may be claimed by any property owner as resulting from seepage in the affected area, and the drainage-sanitation district formed pursuant to section 1 hereof shall specifically agree to hold the United States harmless against any and all damage claims that may be asserted by property owners of the area.

Approved August 19, 1949.

Polson, Mont.
Appropriation authorized for drainage system.

Additional funds.

Nonliability of U. S.

[CHAPTER 488]

AN ACT

To provide funds for cooperation with the school board of Klamath County, Oregon, for the construction, extension, and improvement of public-school facilities in Klamath County, Oregon, to be available to all Indian and non-Indian children without discrimination.

August 19, 1949
[H. R. 4510]
[Public Law 256]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is authorized to be appropriated, out of any funds in the Treasury not otherwise appropriated, \$150,000 for expenditure under the direction of the Secretary of the Interior for the purpose of cooperating with the school board of Klamath County, Oregon, in the construction, extension, and improvement of public-school facilities in Klamath

Klamath County, Oreg.
Appropriation authorized for public-school facilities.
Post, p. 875.

Plans and specifications. County, to be available to all Indian and non-Indian children without discrimination: *Provided*, That architectural plans and specifications therefor shall be furnished by the local officials without cost to the Federal Government and subject to the approval of the Secretary of the Interior or his duly authorized representative: *And provided further*, That payment for work in place should be made monthly by the Secretary of the Interior or his duly authorized representative through the Division of Disbursement, Treasury Department, on properly certified vouchers.

Monthly payment. SEC. 2. Any amount expended hereunder shall be recouped by the United States within a period of thirty years commencing with the date of occupancy of the building through reducing the annual Federal payments for the education of Indian pupils enrolled in public, elementary, or high schools of the county or by the acceptance of Indian pupils in said schools without cost to the United States; and in computing the amount of recoupment, interest at 3 per centum per annum shall be included on unrecouped balances.

Recoupment by U. S.

Approved August 19, 1949.

[CHAPTER 492]

AN ACT

August 22, 1949
[H. R. 1516]
[Public Law 257]

To amend the Act entitled "An Act to reclassify the salaries of postmasters, officers, and employees of the Postal Service; to establish uniform procedures for computing compensation; and for other purposes", approved July 6, 1945, so as to provide annual automatic within-grade promotions for hourly employees of the custodial service.

Postal Service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (j) of section 14 of the Act entitled "An Act to reclassify the salaries of postmasters, officers, and employees of the Postal Service; to establish uniform procedures for computing compensation; and for other purposes", approved July 6, 1945, as amended, is amended to read as follows:

59 Stat. 449,
39 U. S. C. § 864 (j).
Compensation of charmen and charwomen.

"(j) Charmen and charwomen working part time shall be divided into four grades with hourly rates of compensation as follows:

"Grade 1.....	\$1.10 per hour	Grade 3.....	\$1.20 per hour
Grade 2.....	1.15 per hour	Grade 4.....	1.25 per hour

and shall be promoted successively at the beginning of the quarter following one year's satisfactory service in each grade to the next higher grade until they reach the fourth grade."

Effective date.

SEC. 2. This Act shall become effective July 1, 1949.

Approved August 22, 1949.

[CHAPTER 493]

AN ACT

August 22, 1949
[H. R. 2634]
[Public Law 258]

To provide transportation on Canadian vessels between Skagway, Alaska, and other points in Alaska, between Haines, Alaska, and other points in Alaska, and between Hyder, Alaska, and other points in Alaska or the continental United States, either directly or via a foreign port, or for any part of the transportation.

Alaska.
Transportation on Canadian vessels.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, until June 30, 1950, notwithstanding the provisions of law of the United States restricting to vessels of the United States the transportation of passengers and merchandise directly or indirectly from any port in the United States to another port of the United States, passengers may be trans-

ported on Canadian vessels between Skagway, Alaska, and other points in Alaska, between Haines, Alaska, and other points in Alaska, and between Hyder, Alaska, and other points in Alaska or the continental United States, either directly or via a foreign port, or for any part of the transportation: *Provided*, That such Canadian vessels may transport merchandise between Hyder, Alaska, and other ports and points herein enumerated.

Approved August 22, 1949.

[CHAPTER 494]

AN ACT

To amend the Act entitled "An Act to provide for cooperation by the Smithsonian Institution with State, educational, and scientific organizations in the United States for continuing ethnological researches on the American Indians", approved April 10, 1928, and for other purposes.

August 22, 1949
[H. R. 3417]
[Public Law 259]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide for cooperation by the Smithsonian Institution with State, educational, and scientific organizations in the United States for continuing ethnological researches on the American Indians", approved April 10, 1928, is amended by deleting in the first section thereof the words "for continuing ethnological" and inserting in lieu thereof the words "to continue independently or in cooperation anthropological", and following the word "Indians" insert the words "and the natives of lands under the jurisdiction or protection of the United States;".

Smithsonian Institution.

45 Stat. 413.
20 U. S. C. §§ 69, 70.

SEC. 2. Appropriations are hereby authorized for the maintenance of the Astrophysical Observatory and the making of solar observations at high altitudes; for repairs and alterations of buildings and grounds occupied by the Smithsonian Institution in the District of Columbia and elsewhere; and for preparation of manuscripts, drawings, and illustrations for publications.

Appropriations authorized.
Post, p. 649.

Approved August 22, 1949.

[CHAPTER 497]

AN ACT

For the relief of Public Utility District Numbered 1, of Cowlitz County, Washington.

August 23, 1949
[H. R. 3193]
[Public Law 260]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not already appropriated, the sum of \$62,299.38, to Public Utility District Numbered 1, Cowlitz County, Washington, in full settlement of the said public-utility district's claim against the United States for a fee paid by the said public-utility district to the clerk of the United States District Court for the Western District of Washington, Southern Division, in cause numbered 8592, pursuant to the provisions of paragraph 8, section 555, title 28, United States Code, Annotated, as then in effect: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Public Utility District No. 1, Cowlitz County, Wash.

62 Stat. 954, 993.
28 U. S. C., Supp.
II, § 1914.

Approved August 23, 1949.

[CHAPTER 498]

AN ACT

August 23, 1949
[H. R. 5114]
[Public Law 261]

To amend the Internal Revenue Code to permit the use of additional means, including stamp machines, for payment of tax on fermented malt liquors, provide for the establishment of brewery bottling house on brewery premises, and for other purposes.

Internal Revenue
Code, amendments.
53 Stat. 365.
26 U. S. C. § 3150
(b).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3150 (b) of the Internal Revenue Code is amended by changing the designation of paragraph “(2)” to “(4)” and by the insertion of two new paragraphs designated “(2)” and “(3)” to read as follows:

“(2) **METHOD OF PAYMENT.**—The tax on fermented malt liquor brewed or manufactured and sold, or removed for consumption or sale, within the United States, shall be paid by stamp, under such rules and regulations, permits, bonds, records, and returns, and with the use of such tax-stamp machines or metering or other devices and apparatus, as the Commissioner with the approval of the Secretary shall prescribe.

“(3) **PENALTIES.**—Whoever manufactures, procures, possesses, uses or tampers with a tax-stamp machine which may be required under this section with intent to evade the internal-revenue tax imposed upon fermented malt liquors, and whoever, with intent to defraud, makes, alters, simulates, or counterfeits any stamp of the character imprinted by such stamp machine, or who procures, possesses, uses, or sells any forged, altered, counterfeited, or simulated tax stamp or any plate, die, or device intended for use in forging, altering, counterfeiting, or simulating any such stamp, or who otherwise violates the provisions of this section, or the regulations issued pursuant thereto, shall pay a penalty of \$5,000 and shall be fined not more than \$10,000 or be imprisoned not more than five years, or both, and any machine, device, equipment, or materials used in violation of this section shall be forfeited to the United States and after condemnation shall be destroyed. But this provision shall not exclude any other penalty or forfeiture provided by law.”

53 Stat. 366.
26 U. S. C. § 3152.

SEC. 2. Section 3152 of the Internal Revenue Code is amended by striking out subsections (a) and (c) and by relettering subsections “(b)”, “(d)”, “(e)”, “(f)”, and “(g)” as “(a)”, “(b)”, “(c)”, “(d)”, and “(e)”, respectively.

53 Stat. 370.
26 U. S. C. § 3157
(a).

SEC. 3. Section 3157 (a) of the Internal Revenue Code is amended to read as follows:

“(a) **REQUIREMENTS.**—Every person who withdraws any fermented malt liquor from any hogshead, barrel, or keg upon which the proper stamp has not been affixed for the purpose of bottling the same, or who carries on or attempts to carry on the business of bottling fermented malt liquor in any brewery or other place in which fermented malt liquor is made, or upon any premises having communication with such brewery, or any warehouse, shall be liable to a fine of \$500, and the property used in such bottling or business shall be liable to forfeiture: *Provided, however*, That this section shall not be construed to prevent the transfer of any unfermented, partially fermented, or fermented malt liquors from any of the vats or tanks in any brewery by way of a pipe line or other conduit to another building or place on the brewery premises for the sole purpose of bottling the same, such pipe line or conduit to be constructed and operated in such manner and with such cisterns, vats, tanks, valves, cocks, faucets, meters, and gages, or other utensils or apparatus, either in the brewery or in the bottling house,

and with such changes of or additions thereto, and such locks, seals, or other fastenings, and under such rules and regulations as shall be from time to time prescribed by the Commissioner, subject to the approval of the Secretary: *Provided further*, That the tax imposed by law on fermented malt liquor shall be paid on all bottled fermented malt liquor at the time of removal for consumption or sale, in such manner as may be prescribed by regulations pursuant to section 3150 (b) (2). And any violation of the rules and regulations prescribed by the Commissioner, with the approval of the Secretary, in pursuance of these provisions shall be subject to the penalties above provided by this section. Every owner, agent, or superintendent of any brewery or bottling house who removes, or connives at the removal of, any fermented malt liquor through a pipe line or conduit, with the intent to defraud the revenue, shall forfeit all the liquors made by and for him, and all the vessels, utensils, and apparatus used in making the same."

Ante, p. 624.

SEC. 4. Section 3158 of the Internal Revenue Code is amended to read as follows:

53 Stat. 371.
26 U. S. C. § 3158.

"The brewery premises shall consist of the land and buildings described in the brewer's notice and shall be used solely for the purpose of manufacturing beer, lager beer, ale, porter, and similar fermented malt liquors, cereal beverages containing less than one-half of 1 per centum of alcohol by volume, vitamins, ice, malt, malt sirup, and other byproducts; of bottling fermented malt liquors and cereal beverages as hereinafter provided; of drying spent grain from the brewery; of recovering carbon dioxide and yeast; and of storing bottles, packages, and supplies necessary or incidental to all such manufacture: *Provided*, That undelivered tax-paid fermented malt liquor in stamped barrels or kegs returned to a brewery may be temporarily stored therein, subject to such conditions and under such regulations as the Commissioner, with the approval of the Secretary, shall prescribe. The bottling of fermented malt liquors and cereal beverages on the brewery premises shall be conducted only in the brewery bottling house which shall be located on such premises. The brewery bottling house shall be separated from the brewery in such manner as the Commissioner, with the approval of the Secretary, may by regulations prescribe. The brewery bottling house shall be used solely for the purpose of bottling beer, lager beer, ale, porter, and similar fermented malt liquors, and cereal beverages containing less than one-half of 1 per centum of alcohol by volume; and for the storage of bottles, tools, and supplies necessary or incidental to the manufacture or bottling of fermented malt liquor and cereal beverages. Notwithstanding the foregoing provisions, where any such brewery premises or brewery bottling house was, on June 26, 1936, being used by any brewer for purposes other than those herein described, or the brewery bottling house was, on such date, being used for the bottling of soft drinks, the use of the brewery and bottling-house premises for such purposes may be continued by such brewer. The brewery bottling house of any brewery shall not be used for the bottling of the product of any other brewery. Any brewer who uses his brewery or bottling house contrary to the provisions of this subsection shall be fined not more than \$50 with respect to each day upon which any such use occurs."

SEC. 5 Section 3159 of the Internal Revenue Code is amended by relettering subsections "(j)", "(k)", and "(l)" as "(k)", "(l)", and "(m)" and by the insertion of a new subsection designated "(j)" to read as follows:

53 Stat. 371.
26 U. S. C. § 3159.

"(j) FRAUDULENT REMOVAL OF BOTTLED FERMENTED MALT LIQUORS.—Any brewer or other person who removes or in any way aids in the removal from any brewery or brewery bottling house of any bottled

53 Stat. 366, 367, 368.
26 U. S. C. §§ 3151,
3153 (a), 3154; Supp.
II, § 3154.

Effective date.

fermented malt liquors on which the required tax has not been paid shall be fined \$100 and imprisoned for not more than one year."

SEC. 6. Section 3151, the first sentence of the second paragraph of section 3153 (a), and section 3154 of the Internal Revenue Code are repealed: *Provided*, That section 3154 shall continue in effect as to any claim accruing thereunder prior to the effective date of this Act.

SEC. 7. The amendments made by this Act shall take effect on the first day of the first month which begins six months or more after the date of the enactment of this Act.

Approved August 23, 1949.

[CHAPTER 500]

AN ACT

August 24, 1949
[H. R. 1997]
[Public Law 262]

To authorize the survey of a proposed Mississippi River Parkway for the purpose of determining the feasibility of such a national parkway, and for other purposes.

Mississippi River
Parkway.
Appropriation au-
thorized for survey.
Post, p. 980.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated a sum not exceeding \$250,000 to be used by the Department of the Interior through the National Park Service and by the Federal Works Agency through the Public Roads Administration to make a joint survey of a route for a national parkway to be known as the Mississippi River Parkway. The survey shall follow, in general, the route of the Mississippi River. An estimate of cost of construction of the national parkway or any portions thereof found to be practicable by said survey, together with such other data as will be valuable, shall be obtained with the objective of determining the desirability of authorizing the construction of the parkway or any portion thereof. A report of the survey, upon its completion, shall be transmitted to the Congress by the Secretary of the Interior and the Administrator of the Federal Works Agency, together with their recommendations thereon.

Report to Congress.

Time limitation.

SEC. 2. The Secretary of the Interior and the Administrator of the Federal Works Agency are hereby directed to complete such joint survey within two years after the enactment of this Act.

Approved August 24, 1949.

[CHAPTER 501]

AN ACT

August 24, 1949
[H. R. 3440]
[Public Law 263]

For the addition of certain lands to Rocky Mountain National Park, Colorado, and for other purposes.

Rocky Mountain
National Park, Colo.
Additional land.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described lands, comprising approximately one hundred and forty acres, are hereby added to Rocky Mountain National Park and shall be subject to all laws and regulations applicable to said park:

SIXTH PRINCIPAL MERIDIAN

Township 5 north, range 73 west, section 27, southwest quarter northwest quarter, and west half southwest quarter; section 34, west half northeast quarter northwest quarter.

SEC. 2. The Secretary of the Interior is authorized to acquire lands and interests in lands by donation or with donated funds, by purchase with Federal funds, or otherwise, in his discretion, for development of an appropriate eastern approach to the park, described as follows:

SIXTH PRINCIPAL MERIDIAN

Township 5 north, range 73 west; those parts of the following subdivisions lying south of the south boundary of the present High-drive Road right-of-way: Section 27, east half southwest quarter, and south half southeast quarter; section 34, northeast quarter northeast quarter; section 35, west half northwest quarter northwest quarter; those parts of the following subdivisions lying north and west of the left bank of the Big Thompson River: Section 34, north half southeast quarter northeast quarter; section 35, southwest quarter northwest quarter comprising approximately one hundred and forty-five acres; and a strip of land, not to exceed an average of five hundred feet in width, generally paralleling the Thompson River for approximately one and six-tenths miles from near the center of section 25, township 5 north, range 73 west, to the one hundred and forty-five-acre tract described elsewhere in this section.

SEC. 3. All property acquired pursuant to this Act shall become a part of the park, following acquisition of title thereto by the United States upon the issuance of an appropriate order or orders by the Secretary of the Interior setting forth the revised boundaries of the park, such order or orders to be effective immediately upon the expiration of thirty full calendar days after publication in the Federal Register. Lands so added to the park shall thereafter be subject to all laws and regulations applicable to the park.

SEC. 4. The Secretary of the Interior is authorized to acquire by purchase or otherwise such properties within the exterior boundaries of Rocky Mountain National Park as may be deemed by him to be necessary in connecting the eastern approach road with the existing Bear Lake and Trail Ridge roads, and in developing the present governmental residential, utility, and proposed administrative units.

Approved August 24, 1949.

[CHAPTER 504]

AN ACT

To authorize a program of useful public works for the development of the Territory of Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Alaska Public Works Act".

SEC. 2. The Congress hereby declares that the purpose of this Act is to foster the settlement and increase the permanent residents of Alaska, stimulate trade and industry, encourage internal commerce and private investment, develop Alaskan resources, and provide facilities for community life, through a program of useful public works.

SEC. 3. The Administrator of General Services (hereinafter referred to as the "Administrator") is hereby authorized to accept applications for public works in the Territory of Alaska from the said Territory or from any city, town, district, or other public body in said Territory (said Territory or other public body submitting an application hereunder being hereinafter referred to as the "applicant"). Each of such applications shall include a statement by the Governor of the Territory respecting the need for the public works requested and the financial ability of the applicant to defray the cost of the public works.

SEC. 4. Whenever the Administrator, with the concurrence of the Secretary of the Interior, given after consultation with such other

Issuance of orders.

Acquisition of property.

August 24, 1949

[S. 855]

[Public Law 264]

Alaska Public Works Act.

Purpose.

Applications for public works.

Inclusion of public works in Alaska program.

Federal agencies as have a substantial interest in the public works requested in any such application, concludes that such public works, as requested or as revised by him, will effectuate the purposes of this Act and should be provided hereunder, he may include them in the program of public works for the Territory of Alaska.

Authority of Administrator.

The Administrator is further authorized to provide, within the limits of the appropriations available therefor, any public works included in such program. The authority to provide public works hereunder shall include the power to acquire, construct, and equip public works, clear and improve sites therefor, improve, extend, alter, rehabilitate, repair, or remodel existing public works, and prepare surveys, drawings, specifications, and contract and other construction documents.

"Public works."

As used in this Act, the term "public works" is intended to mean public facilities, such as schools, hospitals, sewer, water and other public-utility facilities, wharf, dock and other harbor facilities, bridges, roads, sidewalks, streets, alleys, and other public thoroughfares, college and institutional buildings and facilities (including dormitories and quarters for students, inmates, and employees), libraries, firehouses and other public buildings, incinerators and garbage-disposal facilities, and other public and community facilities.

Agreement with applicant.

SEC. 5. The Administrator, in providing public works for any applicant hereunder, shall enter into an appropriate agreement with the applicant pursuant to which the applicant shall agree, in consideration for such public works, to operate and maintain the public works at its own expense and to pay to the United States at such time or times as may be mutually agreed, a purchase price deemed by the Administrator to be reasonable and in the public interest. Such purchase price shall in no event be less than 25 per centum nor more than 75 per centum of the estimated cost or the actual cost, whichever is the lesser, to the United States of said public works, as determined by the Administrator, and the aggregate amount agreed to be paid by the applicants under all said agreements shall be sufficient, in the determination of the Administrator, to enable the United States to recover in the aggregate not less than 50 per centum of the total estimated cost to the United States of all the public works provided under this Act, it being the intent that the Administrator shall ultimately recover and cover into miscellaneous receipts approximately one-half of the total Federal funds expended for the provision of public works under this Act. Upon completion of the public works the Administrator shall transfer to the applicant, in conformity with the provisions of said agreement, possession of and all rights, title, and interest of the United States in and to said public works. Any portion of the purchase price remaining unpaid on the date of such transfer, shall bear simple interest at 2 per centum per annum from such date to the date of payment.

Transfer of title.

Interest.

Agreements with U. S.

SEC. 6. To facilitate carrying out the purposes of this Act, any applicant hereunder is authorized to enter into agreements with the United States, perform the obligations assumed thereunder, pay to the United States the amount agreed upon for the public works, out of any funds available to the applicant not otherwise appropriated, and, in connection with any project described in any such agreement, incur indebtedness, issue general obligation or revenue bonds, levy taxes which shall be uniform upon the same class of subjects, impose special assessments, fix and collect charges for services rendered by the public works, operate and maintain public works included in said program, acquire by purchase, condemnation, donation, or otherwise such interests in land as may be necessary to provide public works hereunder, and grant to the United States, without reimbursement, any permit, license, or right to use land and other property in the

Acquisition of land.

possession of the applicant as may be necessary to enable the Administrator to carry out his functions hereunder. The powers granted under this section shall be in addition to the powers heretofore granted and may be exercised notwithstanding any other provisions of law.

SEC. 7. For the purpose of carrying out this Act, any Federal agency having jurisdiction over any interest in land, whether improved or unimproved, necessary for providing public works hereunder may, in its discretion and subject to such conditions as it may determine, transfer jurisdiction thereof to the Administrator upon his request, notwithstanding any other provisions of law, and the Administrator is authorized to acquire jurisdiction over such land and utilize such land for carrying out his functions under this Act. The Administrator may also provide public works upon lands of any applicant made available to him for such purpose.

Transfer of jurisdiction.

SEC. 8. Except as hereinafter provided, public works shall be provided under this Act by the Administrator through the award of contracts in conformity with the provisions of section 3709 of the Revised Statutes. Work estimated to cost less than \$25,000 and repairs, improvements, extensions, and alterations to existing public works may be performed by entering into a written contract with any applicant for the performance of such work upon the basis of the United States reimbursing the applicant for its approved legitimate expenditures in connection therewith. Notwithstanding any other provisions of law, applicants are hereby authorized to enter into such contracts with the United States and in performing such contracts are authorized to utilize their officers and employees, equipment, tools, materials, supplies, and other property, to incur necessary debts, and to make necessary expenditures.

Contracts.

41 U. S. C. § 5.
Ante, p. 403.

SEC. 9. All moneys received by the Administrator under the provisions of any agreement with an applicant shall be covered into the Treasury as miscellaneous receipts.

SEC. 10. In carrying out the provisions of this Act, the Administrator is authorized to utilize and act through other Federal agencies or through any applicant, with the consent of such applicant, and any funds appropriated pursuant to this Act shall be available for transfer to any such agency or for payment to any such applicant in reimbursement for services rendered hereunder. The Administrator may delegate any authority conferred upon him under this Act to any officer or unit of the General Services Administration and may prescribe rules and regulations for carrying out the provisions of this Act.

Transfer of funds.

Delegation of authority.

SEC. 11. There is hereby authorized to be appropriated the sum of \$70,000,000, or so much thereof as may be necessary to carry out the provisions of this Act, and for administrative expenses in connection therewith, including the employment of consultants, such as engineers, architects, and other technical experts, in conformity with Public Law 600, Seventy-ninth Congress, except for the rates of compensation which shall be determined by the Administrator, personal services and rental in the District of Columbia, Alaska, and elsewhere, supplies and equipment, travel expenses, transfer of household goods and effects, purchase, repair, operation, and maintenance of motor-propelled passenger-carrying vehicles, printing and binding, purchase and exchange of lawbooks and other reference books, and such other expenses as may be necessary for carrying out this Act.

Appropriation authorized.
Post, p. 977.

60 Stat. 806.
5 U. S. C. §§ 22a, 55a, 73a to 73b-4, 77, 78, 95a, 116a and note, 118d-1, 118g, 823 note; Supp. II, § 73b-1; 19 U. S. C. § 1645; 31 U. S. C. § 529; 41 U. S. C. § 5 and note; 44 U. S. C. § 321.
Ante, pp. 167, 400, 403.

SEC. 12. The authority of the Administrator under this Act to provide public works and to enter into agreements with applicants in connection therewith shall terminate on June 30, 1955, or on the date he obligates for such purposes the total amount authorized to be appropriated hereunder, whichever first occurs.

Termination of authority.

Approved August 24, 1949.

[CHAPTER 505]

JOINT RESOLUTION

August 24, 1949
[S. J. Res. 3]
[Public Law 265]

To provide that any future payments by the Republic of Finland on the principal or interest of its debt of the First World War to the United States shall be used to provide educational and technical instruction and training in the United States for citizens of Finland and American books and technical equipment for institutions of higher education in Finland, and to provide opportunities for American citizens to carry out academic and scientific enterprises in Finland.

Whereas the Republic of Finland alone among our debtors of the First World War has consistently made payments of principal and interest toward the retirement of its indebtedness to the United States; and

Whereas it is deemed proper, as an act of abiding friendship and good will which the people of the United States hold for the people of Finland, to provide that any further payments on its World War I debt by the Republic of Finland shall be held in a special deposit account for such use as will advance and strengthen the close ties of friendship which bind together our two peoples: Now, therefore, be it

Finland.
Use of future war
debt payments.

40 Stat. 1161.
42 Stat. 363.

Availability of
funds.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That any sums due or paid on and after the date of enactment of this joint resolution by the Republic of Finland to the United States as interest on or in retirement of the principal of the debt incurred under the Act of February 25, 1919, as refunded by the agreement dated May 1, 1923, pursuant to authority contained in the Act of February 9, 1922, or of any other indebtedness incurred by that republic and owing to the United States as a result of World War I, shall be placed in a special deposit account in the Treasury of the United States, to remain available until expended. This account shall be available to the Department of State to finance by contract, grant, or otherwise—

(a) studies, instruction, technical training, and other educational activities in the United States and its Territories and possessions (1) for students, professors, other academic persons, and technicians who are citizens of the Republic of Finland and, (2) with the approval of appropriate agencies, institutions, or organizations in Finland, for students, professors, other academic persons, and technicians who are citizens of the United States to participate in similar activities in Finland, including in both cases travel expenses, tuition, subsistence, and other allowances and expenses incident to such activities; and

(b) the selection, purchase, and shipment of (1) American scientific, technical, and scholarly books and books of American literature for higher educational and research institutions of Finland, and (2) American laboratory and technical equipment for higher education and research in Finland, and (3) the interchange of similar Finnish materials and equipment for higher education and research in the United States.

SEC. 2. The Secretary of State is hereby authorized to carry out the purposes of this joint resolution in accordance with the applicable provisions of the United States Information and Educational Exchange Act of 1948 (Public Law 402, Eightieth Congress).

SEC. 3. Disbursements from the special deposit account shall be made by the Division of Disbursement of the Treasury Department, upon vouchers duly certified by the Secretary of State or by authorized certifying officers of the Department of State.

Approved August 24, 1949.

62 Stat. 6.
22 U. S. C., Supp.
II, §§ 965, 966 notes,
1431 *et seq.*
Disbursements.

[CHAPTER 506]

AN ACT

Making appropriations for the Executive Office and sundry independent executive bureaus, boards, commissions, corporations, agencies, and offices, for the fiscal year ending June 30, 1950, and for other purposes.

August 24, 1949

[H. R. 4177]

[Public Law 266]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Executive Office and sundry independent executive bureaus, boards, commissions, corporations, agencies, and offices, for the fiscal year ending June 30, 1950, namely:

Independent Offices
Appropriation Act,
1950.
Post, pp. 739, 870,
947, 976.

TITLE I

EXECUTIVE OFFICE OF THE PRESIDENT

COMPENSATION OF THE PRESIDENT

For compensation of the President, including an expense allowance at the rate of \$50,000 per annum, as authorized by the Act of January 19, 1949 (Public Law 2), \$150,000.

Ante, p. 4.

THE WHITE HOUSE OFFICE

Salaries and expenses: For expenses necessary for The White House Office, including compensation of the Secretary to the President and the six administrative assistants to the President as authorized by law, and the two additional secretaries to the President at \$10,330 each, and other personal services in the District of Columbia; printing and binding; not to exceed \$127,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at such per diem rates for individuals as the President may specify, and other personal services without regard to the provisions of law regulating the employment and compensation of persons in the Government service; and travel and official entertainment expenses of the President, to be accounted for solely on his certificate; \$1,375,140.

60 Stat. 810.

EMERGENCY FUND FOR THE PRESIDENT

To provide for emergencies affecting the national interest or security, without regard to such provisions of law regulating the expenditure of Government funds as the President may specify, and for supplementing the efforts and available resources of State and local governments or other agencies in alleviating hardship or suffering caused by flood, fire, hurricane, earthquake, or other catastrophe in any part of the United States, \$1,000,000: *Provided*, That assistance in alleviating hardship or suffering caused by such a catastrophe may be rendered through such agency or agencies as the President may designate and in such manner as he shall determine, without regard to such provisions of law regulating the expenditure of Government funds or the employment of persons in the Government service as he shall specify, whenever he finds that such a catastrophe is of sufficient severity and magnitude to warrant emergency assistance by the Federal Government in alleviating hardship or suffering caused thereby, and if the Governor of any State in which such a catastrophe shall occur shall certify that such assistance is required, and shall have entered into an agreement with such agency of the Government as the

Assistance through
designated agencies.

Restrictions.

President may designate, giving assurance of expenditure of a reasonable amount of the funds of the government of such State, local governments therein, or other agencies, for the same or similar purposes with respect to such catastrophe: *Provided further*, That within any affected area Federal agencies are authorized to participate in any such emergency assistance: *Provided further*, That no part of this appropriation which may be allocated for alleviating hardship or suffering caused by a catastrophe shall be expended for departmental personal services or for permanent construction: *And provided further*, That no part of this appropriation shall be available for allocation to finance a function or project for which function or project a budget estimate of appropriation was transmitted pursuant to law during the Eighty-first Congress and such appropriation denied after consideration thereof by the Senate or House of Representatives or by the Committee on Appropriations of either body.

EXECUTIVE MANSION AND GROUNDS

For the care, maintenance, repair and alteration, refurnishing, improvement, heating and lighting, including electric power and fixtures, of the Executive Mansion and the Executive Mansion grounds, and traveling expenses, to be expended as the President may determine, notwithstanding the provisions of any other Act, \$260,400.

BUREAU OF THE BUDGET

Salaries and expenses: For expenses necessary for the Bureau of the Budget, personal services in the District of Columbia and elsewhere; exchange of books; newspapers and periodicals (not exceeding \$200); teletype news service (not exceeding \$900); printing and binding; not to exceed \$30,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; a health-service program as authorized by law (5 U. S. C. 150); and the payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); \$3,300,000.

60 Stat. 810.
60 Stat. 903.
60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
Regional, etc., of offices.

No part of the appropriations herein made to the Bureau of the Budget shall be used for the maintenance or establishment of more than four regional, field, or any other offices outside the District of Columbia.

COUNCIL OF ECONOMIC ADVISERS

Salaries and expenses: For necessary expenses of the Council in carrying out its functions under the Employment Act of 1946 (15 U. S. C. 1021), including personal services in the District of Columbia; travel expenses; purchase of one passenger motor vehicle for replacement only; printing and binding; newspapers and periodicals (not exceeding \$200); press clippings (not exceeding \$300); a health-service program as authorized by law (5 U. S. C. 150); and payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); \$300,000.

60 Stat. 23.
15 U. S. C., §§ 1021-1024; Supp. II, § 1024.
Post, p. 721.

60 Stat. 903.
60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, p. 62, 106.

OFFICE FOR EMERGENCY MANAGEMENT

PHILIPPINE ALIEN PROPERTY ADMINISTRATION

Administrative expenses, Philippine Alien Property Administration: The Philippine Alien Property Administrator is hereby authorized to pay out of any funds or other property or interest vested in him or transferred to him, necessary expenses incurred in carrying out the powers and duties conferred on him pursuant to the Trading With

the Enemy Act, as amended (50 U. S. C. App.), and the Philippine Property Act of 1946 (60 Stat. 418): *Provided*, That not to exceed \$250,000 shall be available for the current fiscal year for the general administrative expenses of the Philippine Alien Property Administration, including the salary of the Administrator at \$10,330 per annum; printing and binding; rent of private or Government-owned space in the District of Columbia; employment outside the United States of persons without regard to the civil service and classification laws including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); personal services in the District of Columbia and expenses of attendance at meetings of organizations concerned with the work of the agency: *Provided further*, That on or before November 1 of the current fiscal year the Philippine Alien Property Administrator shall make a report to the Appropriations Committees of the Senate and the House of Representatives giving detailed information on all administrative and nonadministrative expenses incurred during the next preceding fiscal year, in connection with the activities of the Philippine Alien Property Administration.

40 Stat. 411.
50 U. S. C. app. §§ 1-38; Supp. II, § 4 *et seq.*
22 U. S. C. §§ 1381-1386; Supp. II, § 1382 note.

60 Stat. 810.

Report to Congressional committees.

INDEPENDENT OFFICES

AMERICAN BATTLE MONUMENTS COMMISSION

Salaries and expenses: For necessary expenses, as authorized by the Act of June 26, 1946 (36 U. S. C. 121, 123-132, 138), including the acquisition of land or interest in land in foreign countries; personal services in the District of Columbia; purchase and repair of uniforms for caretakers of national cemeteries and monuments outside of the United States and its Territories and possessions at a cost not exceeding \$600; travel expenses; rent of office and garage space in foreign countries; the purchase of two passenger motor vehicles, including one at not to exceed \$2,500; printing, binding, engraving, lithographing, photographing, and typewriting; \$644,300: *Provided*, That where station allowance has been authorized by the Department of the Army for officers of the Army serving the Army at certain foreign stations, the same allowance shall be authorized for officers of the armed forces assigned to the Commission while serving at the same foreign stations, and this appropriation is hereby made available for the payment of such allowance: *Provided further*, That when traveling on business of the Commission, officers of the armed forces serving as members or as secretary of the Commission may be reimbursed for expenses as provided for civilian members of the Commission.

60 Stat. 317.
36 U. S. C. §§ 138a, 138b; Supp. II, § 132 note.

Station allowance.

Officers of armed forces, expenses.

Construction of memorials and cemeteries: For the permanent design and construction of memorials and cemeteries in foreign countries as authorized by the Act of June 26, 1946 (36 U. S. C. 121, 123-132, 138), and the Act of August 5, 1947 (Public Law 368), \$5,276,500, of which \$1,276,500 is for payment of obligations incurred under authority provided under this head in the Independent Offices Appropriation Act, 1949, to remain available until expended; and in addition the Commission is authorized to enter into contracts in the amount of \$5,000,000 for the purposes of this appropriation.

60 Stat. 317.
36 U. S. C. §§ 138a, 138b; Supp. II, § 132 note.
61 Stat. 779.
50 U. S. C., Supp. II, app. §§ 1811-1819.
62 Stat. 178.

ATOMIC ENERGY COMMISSION

For expenses necessary to carry out the purposes of the Atomic Energy Act of 1946, including personal services in the District of Columbia and employment of aliens; purchase of land and interests in land; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of passenger motor vehicles for

60 Stat. 755.
42 U. S. C. §§ 1801-1819; Supp. II, § 1802 and note.
Post, p. 762.
60 Stat. 810.

60 Stat. 903.	replacement only; purchase, maintenance, and operation of aircraft; printing and binding; health-service program as authorized by law (5 U. S. C. 150); publication and dissemination of atomic information; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); purchase, repair, and cleaning of uniforms; purchase of newspapers and periodicals (not to exceed \$8,000) and travel expenses; official entertainment expenses (not to exceed \$5,000); and payment of obligations incurred under prior year contract authorizations; \$702,930,769, together with the unexpended balances, as of June 30, 1949, of prior year appropriations to the Atomic Energy Commission, of which amounts \$100,000 may be expended for objects of a confidential nature and in any such case the certificate of the Commission as to the amount of the expenditure and that it is deemed inadvisable to specify the nature thereof shall be deemed a sufficient voucher for the sum therein expressed to have been expended; from which appropriation transfers of sums may be made to other agencies of the Government for the performance of the work for which this appropriation is made, and in such cases the sums so transferred may be merged with the appropriation to which transferred; and in addition to the amount herein provided, the Commission is authorized to contract for the purposes of this appropriation during the current fiscal year in an amount not exceeding \$387,189,628: <i>Provided</i> , That no part of this appropriation shall be used to pay the salary of any officer or employee (except such officers and employees whose compensation is fixed by law, and scientific and technical personnel) whose position would be subject to the Classification Act of 1923, as amended, if such Act were applicable to such position, at a rate in excess of the rate payable under such Act for positions of equivalent difficulty or responsibility: <i>Provided further</i> , That not to exceed \$2,700,000 of the amount herein appropriated may be transferred to the Department of the Navy for the acquisition, construction, and installation, at a location to be determined, of facilities (including necessary land and rights pertaining thereto) to replace existing Navy facilities at Arco, Idaho, which latter facilities are hereby authorized to be transferred by the Secretary of the Navy to the Commission for its purposes: <i>Provided further</i> , That no part of this appropriation or contract authorization shall be used—
60 Stat. 843; 62 Stat. 1008. 28 U. S. C., Supp. II, § 2672. <i>Ante</i> , pp. 62, 106. <i>Post</i> , p. 947.	
Transfer of funds.	
Contract authority.	
Salary restriction.	
42 Stat. 1488. 5 U. S. C. §§ 661-674; Supp. II, § 662 <i>et seq.</i> <i>Post</i> , p. 972.	
Transfer of facilities at Arco, Idaho.	
Restriction on use of funds.	
	(A) to start any new construction project for which an estimate was not included in the budget for the current fiscal year;
	(B) to start any new construction project the currently estimated cost of which exceeds the estimated cost included therefor in such budget; or
	(C) to continue any community facility construction project whenever the currently estimated cost thereof exceeds the estimated cost included therefor in such budget;
	unless the Director of the Bureau of the Budget specifically approves the start of such construction project or its continuation and a detailed explanation thereof is submitted forthwith by the Director to the Appropriations Committees of the Senate and the House of Representatives and the Joint Committee on Atomic Energy; the limitations contained in this proviso shall not apply to any construction project the total estimated cost of which does not exceed \$500,000; and, as used herein, the term "construction project" includes the purchase, alteration, or improvement of buildings, and the term "budget" includes the detailed justification supporting the budget estimates: <i>Provided further</i> , That whenever the current estimate to complete any construction project (except community facilities) exceeds by 15 per centum the estimated cost included therefor in such budget or the estimated cost of a construction project covered by clause (A) of
Nonapplicability of limitations.	
"Construction project"; "budget."	
Reports.	

the foregoing proviso which has been approved by the Director, the Commission shall forthwith submit a detailed explanation thereof to the Director of the Bureau of the Budget and the Committees on Appropriations of the Senate and of the House of Representatives and the Joint Committee on Atomic Energy.

CIVIL SERVICE COMMISSION

Salaries and expenses: For necessary expenses, personal services in the District of Columbia; not to exceed \$25,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$10,000 for medical examinations performed for veterans by private physicians on a fee basis; travel expenses of examiners acting under the direction of the Commission, and expenses of examinations and investigations held in Washington and elsewhere; not to exceed \$500 for payment in advance for library membership in societies whose publications are available to members only or to members at a price lower than to the general public; purchase of three passenger motor vehicles; printing and binding; not to exceed \$50,000 for performing the duties imposed upon the Commission by the Act of July 19, 1940 (54 Stat. 767); not to exceed \$250,000 for allocation to the Federal Bureau of Investigation as required for investigation of applicants for certain positions involving national security when requested by the head of the department or agency concerned in cases where the department or agency concerned does not maintain its own investigative staff; a health-service program as authorized by law (5 U. S. C. 150); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); and not to exceed \$5,000 for actuarial services by contract, without regard to section 3709, Revised Statutes, as amended; \$16,000,000: *Provided*, That no details from any executive department or independent establishment in the District of Columbia or elsewhere to the Commission's central office in Washington or to any of its regional offices shall be made during the current fiscal year, but this shall not affect the making of details for service as members of the boards of examiners outside the immediate offices of the Commission in Washington or of the regional directors, nor shall it affect the making of details of persons qualified to serve as expert examiners on special subjects: *Provided further*, That the Civil Service Commission shall have power in case of emergency to transfer or detail any of its employees to or from its office or field force: *Provided further*, That members of the Loyalty Review Board in Washington and of the regional loyalty boards in the field may be paid actual transportation expenses, and not to exceed \$10 per diem in lieu of subsistence while traveling on official business away from their homes or regular places of business, and while en route to and from and at the place where their services are to be performed: *Provided further*, That nothing in section 281 or 283 of title 18, United States Code, or in section 190 of the Revised Statutes (5 U. S. C. 99) shall be deemed to apply to any person because of his appointment for part-time or intermittent service as a member of the Loyalty Review Board or a regional loyalty board in the Civil Service Commission.

No part of the appropriations herein made to the Civil Service Commission shall be available for the salaries and expenses of the Legal Examining Unit in the Examining and Personnel Utilization Division of the Commission, established pursuant to Executive Order Numbered 9358 of July 1, 1943, or for the compensation or expenses of any member of a board of examiners (1) who has not made affidavit that he has not appeared in any agency proceeding within the

60 Stat. 810.

62 Stat. 868.
18 U. S. C., Supp.
II, §§ 595, 608, 609, 611.

60 Stat. 903.

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
41 U. S. C. § 5.
Ante, p. 403.
Details, restriction.

Emergency trans-
fers or details.

Loyalty Review
Board.

62 Stat. 697.
18 U. S. C., Supp.
II, §§ 281, 283.
Ante, pp. 90, 280.

Legal Examining
Unit.

3 CFR, 1943 Supp.,
p. 30.
Compensation
of certain board mem-
bers.

preceding two years, and will not thereafter while a board member appear in any agency proceeding, as a party, or in behalf of a party to the proceeding, before an agency in which an applicant is employed who has been rated or will be rated by such member; or (2) who, after making such affidavit, has rated an applicant who at the time of the rating is employed by an agency before which the board member has appeared as a party, or in behalf of a party, within the preceding two years: *Provided*, That the definitions of "agency", "agency proceeding" and "party" in section 2 of the Administrative Procedure Act shall apply to these terms as used herein.

"Agency"; "agency proceeding"; "party."

60 Stat. 237.
5 U. S. C. § 1001;
Supp. II, § 1001.

Compensation
of officers allocating
supervisory positions.

No part of appropriations herein shall be used to pay the compensation of officers and employees of the Civil Service Commission who allocate or reallocate supervisory positions in the classified civil service solely on the size of the group, section, bureau, or other organization unit, or on the number of subordinates supervised. References to size of the group, section, bureau, or other organization unit or the number of subordinates supervised may be given effect only to the extent warranted by the work load of such organization unit and then only in combination with other factors, such as the kind, difficulty, and complexity of work supervised, the degree and scope of responsibility delegated to the supervisor, and the kind, degree, and value of the supervision actually exercised.

PANAMA CANAL CONSTRUCTION ANNUITY FUND

58 Stat. 258.

For payment of annuities authorized by the Act of May 29, 1944, as amended (48 U. S. C. 1373a), \$5,894,300, to be available immediately.

CIVIL-SERVICE RETIREMENT AND DISABILITY FUND

41 Stat. 614.
5 U. S. C. §§ 691-738;
Supp. II, § 691 *et seq.*
Ante, pp. 170, 266,
475, 476, 490, 577, 609,
621; *post*, pp. 699, 704,
884.

For financing the liability of the United States, created by the Act approved May 22, 1920, and Acts amendatory thereof (5 U. S. C. chap. 14), \$301,290,728, which amount shall be placed to the credit of the "civil-service retirement and disability fund".

CANAL ZONE RETIREMENT AND DISABILITY FUND

46 Stat. 1479.

For financing the liability of the United States, created by the Act approved March 2, 1931, and Acts amendatory thereof (48 U. S. C. 1371n), \$999,000, which amount shall be placed to the credit of the "Canal Zone retirement and disability fund".

ALASKA RAILROAD RETIREMENT AND DISABILITY FUND

49 Stat. 2017.
Ante, p. 475.

For financing the liability of the United States created by the Act approved June 29, 1936 (5 U. S. C. 745), \$215,000, which amount shall be placed to the credit of the "Alaska Railroad retirement and disability fund".

DISPLACED PERSONS COMMISSION

62 Stat. 1009.
50 U. S. C., Supp.
II, app. §§ 1951-1963.

44 Stat. 688.
5 U. S. C. § 821.
Ante, p. 167.

40 Stat. 1270.
Ante, p. 405.

Displaced Persons Commission: For expenses necessary to carry out the provisions of the Displaced Persons Act of 1948 (Public Law 774, approved June 25, 1948), including personal services and rents in the District of Columbia; travel expenses without regard to the Standardized Government Travel Regulations, as amended, and the rates of per diem allowances under the subsistence Expense Act of 1926, as amended; purchase (not to exceed twenty), and hire of passenger motor vehicles; printing and binding, including printing and binding outside the continental limits of the United States without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111);

services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a) ; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672) ; health service program as authorized by law (5 U. S. C. 150) ; employment of aliens ; payment of rent in foreign countries in advance ; and purchases and services abroad without regard to section 3709 of the Revised Statutes ; \$4,210,000 : *Provided*, That allocations may be made from this appropriation by the Commission upon approval by the Director of the Bureau of the Budget to any department, agency, corporation, or independent establishment of the Government for direct expenditure for the purposes of this appropriation, and any such expenditures may be made under the specific authority herein contained or under the authority governing the activities of the department, agency, corporation, or independent establishment to which amounts are allocated : *Provided further*, That the Commission may enter into agreements with governmental and private agencies and may make payment in advance or by reimbursement for expenses incurred by such agencies in rendering assistance to the Commission in carrying out the purposes of this Act.

FEDERAL COMMUNICATIONS COMMISSION

Salaries and expenses: For necessary expenses in performing the duties imposed by the Communications Act of 1934, approved June 19, 1934 (48 Stat. 1064), the Ship Act of 1910, approved June 24, 1910, as amended (46 U. S. C. 484-487), the International Radiotelegraphic Convention (45 Stat., pt. 2, p. 2760), Executive Order 3513, dated July 9, 1921, as amended under date of June 30, 1934, relating to applications for submarine cable licenses, and the radiotelegraphy provisions of the Convention for Promoting Safety of Life at Sea, ratified by the President July 7, 1936, personal services in the District of Columbia, contract stenographic reporting services, special counsel fees, health service program as authorized by law (5 U. S. C. 150), payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672), improvement and care of grounds and repairs to buildings (not to exceed \$17,500), purchase of not to exceed fifteen passenger motor vehicles for replacement only, travel expenses (not to exceed \$94,000), and printing and binding, \$6,600,000 : *Provided*, That funds appropriated under this paragraph may be used for application processing and hearings in connection with broadcast activities and for application processing in connection with safety and special services without regard to the apportionment of funds required by the Act of February 27, 1906 (31 U. S. C. 665).

FEDERAL POWER COMMISSION

Salaries and expenses: For expenses necessary for the work of the Commission, not otherwise provided for, as authorized by law, personal services in the District of Columbia ; not to exceed \$230,000 for travel ; health service program as authorized by law (5 U. S. C. 150) ; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672) ; printing and binding ; purchase (not to exceed four, for replacement only) and hire of passenger motor vehicles ; and not to exceed \$500 for newspapers ; \$3,700,000, of which amount not to exceed \$10,000 shall be available for special counsel and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates not exceeding \$50 per diem for individuals.

Flood-control surveys: For expenses necessary for the work of the Commission as authorized by section 4 of the Act of June 28, 1938 (33 U. S. C. 701j), and similar provisions in subsequent Acts, including

60 Stat. 810.
60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.
41 U. S. C. § 5.
Ante, p. 403.
Allocations to Government agencies.

Agreements.

47 U. S. C. § 151
et seq., Supp. II, § 151
et seq.
36 Stat. 629.
3 CFR, 1949 Ed.,
p. 190 (E. O. 6779).

50 Stat. 1146.

60 Stat. 903.

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

34 Stat. 48.
31 U. S. C., Supp. II, § 665 note.

60 Stat. 903.

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

60 Stat. 810.

52 Stat. 1216.

personal services in the District of Columbia; contract stenographic reporting services, and printing and binding, \$330,000.

FEDERAL TRADE COMMISSION

Salaries and expenses: For necessary expenses, personal services in the District of Columbia; health service program as authorized by law (5 U. S. C. 150); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); contract stenographic reporting services; printing and binding; and newspapers not to exceed \$700; \$3,650,000: *Provided*, That no part of the funds appropriated herein for the Federal Trade Commission shall be expended upon any investigation hereafter provided by concurrent resolution of the Congress until funds are appropriated subsequently to the enactment of such resolution to finance the cost of such investigation.

60 Stat. 903.
60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
Restriction on use of funds.

FEDERAL WORKS AGENCY

OFFICE OF THE ADMINISTRATOR

Salaries and expenses: For salaries and expenses in the Office of the Administrator in the District of Columbia, including the salaries of an Assistant Administrator and a general counsel at \$10,330 each per annum; purchase of newspapers and periodicals (not to exceed \$150); health service program as authorized by law (5 U. S. C. 150); preparation, shipment, and installation of photographic displays, exhibits, and other descriptive materials; and travel expenses; \$315,000.

60 Stat. 903.

Public Works Administration liquidation: The funds made available for "Public Works Administration liquidation" by the Second Deficiency Appropriation Act, 1944, as amended by the First Deficiency Appropriation Act, 1945, the First Deficiency Appropriation Act, 1946, the Third Deficiency Appropriation Act, 1946, the Independent Offices Appropriation Act, 1948, and the Independent Offices Appropriation Act, 1949, are hereby continued available until June 30, 1950, of which not to exceed \$20,000 shall be available for administrative expenses during the current fiscal year, including not to exceed \$1,200 for administrative expenses in connection with the city of East Peoria sewage project.

58 Stat. 602; 59 Stat. 80, 638; 60 Stat. 611; 61 Stat. 592; 62 Stat. 182.

Servicing of securities (private funds): The Federal Works Administrator is authorized, in connection with the authority placed in him by the Independent Offices Appropriation Act, 1947, and section 6 of the Act of July 31, 1946 (16 U. S. C. 825u), in respect to all bonds and any other obligations under his jurisdiction, issued by public authorities, States, or other public bodies for projects financed by the Public Works Administration, to perform such services in the administration of such bonds and other obligations as he determines to be necessary and in the public interest: *Provided*, That such services shall be at the request of such public agencies: *Provided further*, That such public agencies shall pay to the United States the cost of such services and any funds thus received shall be deposited in a special account or accounts in the Treasury of the United States and shall be available to the Federal Works Administrator solely for defraying the cost of such services.

60 Stat. 65.

60 Stat. 744.

Payment of costs.

Availability of funds.

Appropriations and other funds available to the Federal Works Agency shall be available during the current fiscal year for (a) printing and binding; (b) services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates for individuals not in excess of \$50 per diem; and (c) payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672).

60 Stat. 810.
60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

PUBLIC BUILDINGS ADMINISTRATION

For carrying into effect the provisions of the Public Buildings Acts, as provided in section 6 of the Act of May 30, 1908 (31 U. S. C. 683), and for the repair, preservation, and upkeep of all completed public buildings under the control of the Federal Works Agency, the mechanical equipment and the grounds thereof, and sites acquired for buildings, and for the operation of certain completed and occupied buildings under the control of the Federal Works Agency, including furniture and repairs thereof, but exclusive, with respect to operation, of buildings of the United States Coast Guard, of hospitals, quarantine stations, and other Public Health Service buildings, mints, bullion depositories, and assay offices, and buildings operated by the Treasury and Post Office Departments in the District of Columbia:

General administrative expenses: For necessary expenses of the Public Buildings Administration, personal services in the District of Columbia; ground rent of the Federal buildings at Salamanca, New York, and Columbus, Mississippi, for which payment may be made in advance; \$1,763,000, together with the unobligated balance of funds appropriated for the return of departmental functions to the seat of government, contained in the "Independent Offices Appropriation Act, 1948": *Provided*, That the foregoing appropriations shall not be available for the cost of surveys, plaster models, progress photographs, test pits and borings, or mill and shop inspections, but the cost thereof shall be construed to be chargeable against the construction appropriations of the respective projects to which they relate.

Repair, preservation, and equipment, outside the District of Columbia: For the repair, alteration, improvement, preservation, and equipment, not otherwise provided for, of completed Federal buildings, the grounds and approaches thereof, wharves, and piers, together with the necessary dredging adjacent thereto, and care and safeguarding of sites acquired for Federal buildings and of surplus real property, the custody of which is the responsibility of the Public Buildings Administration under the Act of August 27, 1935, pending sale or disposition; the demolition of buildings thereon; the purchase and repair of equipment and fixtures in buildings under the administration of the Federal Works Agency; and for changes in, maintenance of, and repairs to the pneumatic-tube system in New York City installed under franchise of the city of New York, approved June 29, 1909, and June 11, 1928, and the payment of any obligations arising thereunder in accordance with the provisions of the Acts approved August 5, 1909 (36 Stat. 120), and May 15, 1928 (45 Stat. 533); \$10,000,000: *Provided*, That the total expenditures for the fiscal year for the repair and preservation of buildings not reserved by the vendors on sites acquired for buildings or the enlargement of buildings and the installation and repair of the mechanical equipment thereof shall not exceed 20 per centum of the annual rental of such buildings.

Salaries and expenses, public buildings and grounds in the District of Columbia and adjacent area: For expenses necessary for the administration, protection, maintenance, and improvement of public buildings and grounds in the District of Columbia and the area adjacent thereto, maintained and operated by the Public Buildings Administration, including repair, preservation, and equipment of buildings operated by the Treasury and Post Office Departments in the District of Columbia; rent of buildings; demolition of buildings; expenses incident to moving various executive departments and establishments in connection with the assignment, allocation, transfer, and survey of building space; traveling expenses; the purchase of two passenger motor vehicles for replacement only; furnishings and equipment; arms and ammunition for the guard force; and purchase, repair, and

35 Stat. 537.

61 Stat. 594.
Surveys, models,
etc.49 Stat. 885.
40 U. S. C. §§ 304a-
304c.Pneumatic-tube
system, New York
City.

Limitation.

Post, p. 977.

Use of present furniture.

cleaning of uniforms for guards and elevator conductors; \$31,140,000: *Provided*, That all furniture now owned by the United States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether or not it corresponds with the present regulation plan for furniture.

Post, p. 976.

Salaries and expenses, public buildings and grounds outside the District of Columbia: For expenses necessary for the administration, operation, protection, and maintenance of public buildings and grounds outside the District of Columbia maintained and operated by the Public Buildings Administration, including cleaning, heating, lighting, rental of buildings and equipment, supplies, materials, furnishings and equipment, personal services in the District of Columbia, arms, ammunition, purchase, repair, and cleaning of uniforms for guards and elevator conductors, the purchase of five passenger motor vehicles for replacement only, expenses incident to moving Government agencies in connection with the assignment, allocation, and transfer of building space, and the restoration of leased premises, \$23,968,800: *Provided*, That all furniture now owned by the United States in other public buildings or in buildings rented by the United States shall be used, so far as practicable, whether or not it corresponds with the present regulation plan for furniture.

Use of present furniture.

47 Stat. 412.

The provisions of section 322 of the Act of June 30, 1932, as amended (40 U. S. C. 278a), shall not apply to any lease entered into by, or transferred to, the Public Buildings Administration for the housing of activities specifically exempted from the provisions of the said Act, as amended.

Per diem employees.

Under the appropriations for salaries and expenses, public buildings and grounds in and outside the District of Columbia, and for national industrial reserve, per diem employees may be paid at rates approved by the Commissioner of Public Buildings not exceeding current rates for similar services in the place where such services are employed, and such employees in emergencies may be entered on duty subject to confirmation by the Federal Works Administrator.

Availability of funds.

The appropriations for salaries and expenses, public buildings and grounds in and outside the District of Columbia, shall be available for communication services serving one or more governmental activities, and for services to motor vehicles, and where such services, together with quarters, maintenance, or other services, are furnished on a reimbursable basis to any governmental activity, such activity shall make payment therefor promptly by check upon the request of the Public Buildings Administration, either in advance or after the service has been furnished, for deposit to the credit of the applicable appropriation, of all or part of the estimated or actual cost thereof, as the case may be, proper adjustment upon the basis of actual cost to be made for services paid for in advance.

61 Stat. 584.
40 U. S. C., Supp.
II, §§ 1 note, 129.

Costs of maintenance, upkeep, and repair paid by Government corporations pursuant to section 306 of the Government Corporations Appropriation Act, 1948, shall be credited to the appropriations of the Public Buildings Administration bearing such costs.

60 Stat. 903.

Funds available to the Public Buildings Administration shall also be available for health-service programs as authorized by law (5 U. S. C. 150).

62 Stat. 1225.
50 U. S. C., Supp.
II, §§ 451-462.

National industrial reserve: For expenses necessary to carry out the duties imposed upon the Federal Works Agency by the Act of July 2, 1948 (Public Law 883), relating to the retention and maintenance of a national industrial reserve, including personal services in the District of Columbia; purchase of not to exceed eight passenger motor vehicles for replacement only; and maintenance, protection, repair, restoration, renovation, and other services by contract

or otherwise without regard to section 3709 of the Revised Statutes; \$12,500,000: *Provided*, That the War Assets Administration or its successor agency is hereby authorized and directed to transfer to the Public Buildings Administration, without reimbursement, the land and buildings comprising War Assets Administration disposal center numbered 12, Buffalo, New York, together with all appurtenances thereto: *Provided further*, That the Public Buildings Administration may furnish necessary utilities or services, at cost, to persons, firms or corporations in connection with the occupancy of such plants and the amounts received therefor may be credited as reimbursements to this appropriation.

Geophysical Institute, Alaska: For the establishment of a geophysical institute at the University of Alaska, as authorized by the Act of July 31, 1946 (48 U. S. C. 175, 175a), \$875,000, to be immediately available and to remain available until expended, which amount shall be for the payment of obligations incurred under authority provided under this head in the Independent Offices Appropriation Act, 1949.

General Accounting Office Building, District of Columbia: For continuation of construction of a building for the use of the General Accounting Office on square 518, in the District of Columbia, under the provisions of the Act of May 18, 1948 (Public Law 533), to remain available until expended, \$5,000,000, which shall be for payment of obligations incurred under authority granted under this head in the Second Deficiency Appropriation Act, 1948.

Federal Courts Building, District of Columbia: For the continuation of construction of a building for the use of the United States Court of Appeals for the District of Columbia and the District Court of the United States for the District of Columbia, as authorized by the Act of May 14, 1948 (Public Law 527), to remain available until expended, \$5,000,000, which shall be for payment of obligations incurred under authority granted under this head in the Second Deficiency Appropriation Act, 1948.

PUBLIC ROADS ADMINISTRATION

General administrative expenses: For the employment of persons and means, including rent, advertising (including advertising in the city of Washington for work to be performed in areas adjacent thereto), purchase of periodicals, purchase of one hundred passenger motor vehicles for replacement only, health service program as authorized by law (5 U. S. C. 150), and the preparation, distribution, and display of exhibits, in the city of Washington and elsewhere for the purpose of conducting research and investigational studies, either independently or in cooperation with State highway departments, or other agencies, including studies of highway administration, legislation, finance, economics, transport, construction, operation, maintenance, utilization, and safety, and of street and highway traffic control; investigations and experiments in the best methods of road making, especially by the use of local materials; studies of types of mechanical plants and appliances used for road building and maintenance, and of methods of road repair and maintenance suited to the needs of different localities; for maintenance and repairs of experimental highways; for furnishing expert advice on these subjects; for collating, reporting, and illustrating the results of same; and for preparing, publishing, and distributing bulletins and reports; to be paid from any moneys available from the administrative funds provided under the Act of July 11, 1916, as amended (23 U. S. C. 21), or as otherwise provided.

In carrying out the provisions of "An Act to provide that the United States shall aid the States in the construction of rural post roads, and

41 U. S. C. § 5.
Ante, p. 403.
War Assets Administration disposal center No. 12, Buffalo, N. Y.

Furnishing of utilities, etc.

60 Stat. 750.

62 Stat. 184.

62 Stat. 238.
Ante, pp. 7, 79.

62 Stat. 1033.

62 Stat. 235.

62 Stat. 1033.

60 Stat. 903.

Road-making experiments.

39 Stat. 355; 42 Stat. 217.
23 U. S. C. Supp. II, § 21.
Construction of rural post roads.

39 Stat. 355; 42 Stat. 217.
23 U. S. C., Supp. II., § 21 *et seq.*

Depreciation on equipment.

Warehouse maintenance, etc.

Medical supplies, etc., in emergencies.

Inter-American Highway.
Fulfillment of U. S. obligations.

45 Stat. 1697.

39 Stat. 355; 42 Stat. 217.
23 U. S. C., Supp. II., § 21.

23 U. S. C. §§ 60-63.

58 Stat. 839.

42 Stat. 215; 49 Stat. 1520.

for other purposes", as amended and supplemented (23 U. S. C. 1-117), none of the money appropriated for the work of the Public Roads Administration during the current fiscal year shall be paid to any State on account of any project on which convict labor shall be employed, except this provision shall not apply to convict labor performed by convicts on parole or probation: *Provided*, That during the current fiscal year, whenever performing authorized engineering or other services in connection with the survey, construction, and maintenance, or improvement of roads for other Government agencies, cooperating foreign countries and State cooperating agencies the charge for such services may include depreciation on engineering and road-building equipment used, and the amounts received on account of such charges shall be credited to the appropriation concerned: *Provided further*, That during the current fiscal year the appropriations for the work of the Public Roads Administration shall be available for meeting the expenses of warehouse maintenance and the procurement, care, and handling of supplies, materials, and equipment stored therein for distribution to projects under the supervision of the Public Roads Administration, and for sale and for distribution to other Government activities, cooperating foreign countries and State cooperating agencies, the cost of such supplies and materials or the value of such equipment (including the cost of transportation and handling) to be reimbursed to appropriations current at the time additional supplies, materials, or equipment are procured, from the appropriation chargeable with the cost or value of such supplies, materials, or equipment: *Provided further*, That the appropriations available to the Public Roads Administration may be used in emergency for medical supplies and services and other assistance necessary for the immediate relief of employees engaged on hazardous work under that Administration.

For all necessary expenses to enable the President to utilize the services of the Public Roads Administration in fulfilling the obligations of the United States under the Convention on the Pan-American Highway Between the United States and Other American Republics, signed at Buenos Aires, December 23, 1936, and proclaimed September 16, 1937 (51 Stat. 152), for the continuation of cooperation with several governments, members of the Pan American Union, in connection with the survey and construction of the Inter-American Highway as provided in public resolution, approved March 4, 1929 (Public Resolution 104), as amended or supplemented, and for performing engineering service in pan-American countries for and upon the request of any agency or governmental corporation of the United States, \$100,000 to be derived from the administrative funds provided under the Act of July 11, 1916, as amended or supplemented (23 U. S. C. 21), or as otherwise provided.

Federal-aid postwar highways: For carrying out the provisions of the Federal-Aid Highway Act of 1944 (58 Stat. 838), \$385,000,000, together with \$1,509,000 of the unobligated balance of funds heretofore appropriated for access roads, to be immediately available and to remain available until expended, which sum is composed of \$150,000,000, the remainder of the amount authorized to be appropriated for the second postwar fiscal year by section 2 of said Act, and \$236,509,000, a part of the amount authorized to be appropriated for the third postwar year by said section 2.

Forest highways: For expenses necessary for carrying out the provisions of section 23 of the Federal Highway Act of November 9, 1921, as amended (23 U. S. C. 23, 23a), in accordance with section 3a of the Federal-Aid Highway Act of 1948 (Public Law 834, approved

June 28, 1948), to be available immediately and to remain available until expended, \$22,500,000, which sum is composed of \$2,400,000, the remainder of the amount authorized by section 9 of the Federal-Aid Highway Act of 1944 (58 Stat. 842) to be appropriated for the first postwar fiscal year and \$20,100,000, a part of the amount authorized by said section to be appropriated for the second postwar fiscal year; and of which total amount \$7,500,000 is for payment of obligations incurred under authority granted in the appropriation for "Forest roads and trails" under the Department of Agriculture in the Second Deficiency Appropriation Act, 1948: *Provided*, That any unexpended balances of amounts appropriated for forest highways under "Forest roads and trails" under the Department of Agriculture which are transferred to the Public Roads Administration shall be consolidated with this appropriation.

Access roads: During the current fiscal year, not to exceed \$70,000 of funds remaining unexpended upon completion of access road projects authorized to be constructed under the provisions of the Defense Highway Act of 1941, as amended by the Act of July 2, 1942 (23 U. S. C. 106), shall be available for the maintenance of roads and bridges under the jurisdiction of the Public Roads Administration on Government-owned land in Arlington County, Virginia.

BUREAU OF COMMUNITY FACILITIES

Public works advance planning: The unexpended balances on June 30, 1949, of funds made available for public works advance planning under title V of the War Mobilization and Reconversion Act of 1944 (58 Stat. 791), are hereby continued available for expenditure until June 30, 1950.

Liquidation of public works advance planning: Not to exceed \$350,000 of the unobligated balance on June 30, 1949, of the funds made available for public works advance planning under title V of the War Mobilization and Reconversion Act of 1944 (58 Stat. 791) shall be available during the current fiscal year for administrative expenses incident to the liquidation of the activity for which said funds were appropriated, including the objects specified under this head in the Independent Offices Appropriation Act, 1946.

Virgin Islands public works: For an additional amount to carry out the provisions of the Act of December 20, 1944 (58 Stat. 827), \$680,000, to be available immediately.

War public works (community facilities) liquidation: For administrative expenses necessary during the current fiscal year for the liquidation of all activities under titles II, III, and IV of the Act of October 14, 1940, as amended (42 U. S. C. 1531-1534, 1541, and 1562), including personal services and rents in the District of Columbia; printing and binding; and a health service program as authorized by law (5 U. S. C. 150); not to exceed \$175,000 of the unobligated balances of the funds heretofore appropriated for carrying out the provisions of titles II, III, and IV of the Act of October 14, 1940, as amended (42 U. S. C. 1531-1534, 1541, and 1562).

Veterans' educational facilities: Of the limitation of \$4,000,000 on the amount for administrative expenses under this head in the Independent Offices Appropriation Act, 1949, the amount to be used exclusively for payment for accumulated and accrued leave to separated or furloughed employees is decreased from \$467,000 to \$367,000.

Grants for plan preparation, water pollution control: For grants to States, municipalities, or interstate agencies to aid in financing the cost of action preliminary to the construction of projects for water

62 Stat. 1106.

62 Stat. 1037.
Consolidation of
funds.55 Stat. 766; 56 Stat.
562.

50 U.S.C. app. § 1671.

50 U.S.C. app. § 1671.

59 Stat. 112.

55 Stat. 361; 56 Stat.
212.
42 U. S. C., Supp.
II, § 1541 note.
60 Stat. 903.

62 Stat. 186.

62 Stat. 1159.
33 U. S. C., Supp.
II, § 466g (c).

62 Stat. 1160.
33 U. S. C., Supp.
II, § 466g (e).

60 Stat. 903.

pollution control as authorized by section 8 (c) of the Water Pollution Control Act of June 30, 1948 (62 Stat. 1155), \$200,000.

Administrative expenses, water pollution control: For expenses necessary to carry out the administrative functions of the Federal Works Agency under the provisions of the Water Pollution Control Act of June 30, 1948 (62 Stat. 1155), as authorized by section 8 (e) of said Act, including personal services in the District of Columbia; travel; hire of passenger motor vehicles; health service programs as authorized by law (5 U. S. C. 150); and exchange of books; \$50,000.

GENERAL ACCOUNTING OFFICE

Salaries: For personal services in the District of Columbia and elsewhere, \$33,500,000.

Miscellaneous expenses: For necessary expenses, including printing and binding and the purchase of one passenger motor vehicle for replacement only, \$1,570,000.

60 Stat. 903.

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
60 Stat. 810.

Appropriations for the General Accounting Office shall be available for a health service program as authorized by law (5 U. S. C. 150), for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672), and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

HOUSING AND HOME FINANCE AGENCY

OFFICE OF THE ADMINISTRATOR

Post, pp. 742, 871.

60 Stat. 810.

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.

Salaries and expenses: For necessary expenses of the Office of the Administrator, including personal services and rent in the District of Columbia; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); expenses of attendance at meetings of organizations concerned with the work of the Agency; payment of tort claims pursuant to law (28 U. S. C. 2672); a health service program as authorized by law (5 U. S. C. 150); \$1,200,000.

PUBLIC HOUSING ADMINISTRATION

50 Stat. 891.
Ante, pp. 423, 424,
425, 426, 427, 428, 430.
Citizenship of ten-
ant.

Restriction on pay-
ment.
Post, p. 872.

Audit and settle-
ment.

42 Stat. 20.
31 U. S. C. § 1.

Annual contributions: For the payment of annual contributions to public housing agencies in accordance with section 10 of the United States Housing Act of 1937, as amended (42 U. S. C. 1410), \$5,000,000: *Provided*, That except for payments required on contracts entered into prior to April 18, 1940, no part of this appropriation shall be available for payment to any public housing agency for expenditure in connection with any low-rent housing project, unless the public housing agency shall have adopted regulations prohibiting as a tenant of any such project by rental or occupancy any person other than a citizen of the United States, but such prohibition shall not be applicable in the case of a family of any serviceman or the family of any veteran who has been discharged (other than dishonorably) from, or the family of any serviceman who died in, the armed forces of the United States within four years prior to the date of application for admission to such housing: *Provided further*, That no part of this appropriation shall be used to pay any public housing agency any contribution occasioned by payments in lieu of taxes in excess of the amount specified in the original contract between such agency and the Public Housing Administration or its predecessor agencies: *Provided further*, That all expenditures of this appropriation shall be subject to audit and final settlement by the Comptroller General of the United States under the provisions of the Budget and Accounting Act of 1921, as amended.

OFFICE OF THE HOUSING EXPEDITER

Salaries and expenses, Office of the Housing Expediter: For expenses necessary to carry out the functions of the Office of the Housing Expediter, including personal services in the District of Columbia; attendance at meetings of organizations concerned with rent control; hire of passenger motor vehicles; printing and binding; purchase of newspapers (not to exceed \$10,000); services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$5,000 for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); and health service program as authorized by law (5 U. S. C. 150); \$17,500,000: *Provided*, That the appropriation and authority with respect to the appropriation in this paragraph shall be available from and including July 1, 1949, for the purposes provided in such appropriation and authority. All obligations incurred during the period between August 15, 1949, and the date of enactment of this Act in anticipation of such appropriation and authority are hereby ratified and confirmed if in accordance with the terms thereof: *Provided further*, That as to cases involving the functions transferred to the Office of the Housing Expediter by Executive Order 9841, section 204 (e) of the Emergency Price Control Act of 1942, as amended, shall be considered as remaining in full force and effect during fiscal year 1950.

60 Stat. 810.

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.
Ratification and confirmation of obligations.

50 U. S. C., Supp. II, app. § 601 note.
58 Stat. 639.
50 U. S. C., Supp. II, app. § 924 (e).

INDIAN CLAIMS COMMISSION

Salaries and expenses: For expenses necessary to carry out the purposes of the Act of August 13, 1946 (Public Law 726), creating an Indian Claims Commission, including personal services in the District of Columbia and printing and binding, \$90,000.

60 Stat. 1049.
25 U. S. C. §§ 70-70v, Supp. II, § 70w.
Ante, p. 110.

INLAND WATERWAYS CORPORATION

Inland Waterways Corporation: For the purchase of capital stock of the Inland Waterways Corporation (administered under the supervision and direction of the Secretary of Commerce) authorized by section 2 of the Act of June 3, 1924, as amended (49 U. S. C. 152), \$1,000,000, to remain available until expended.

43 Stat. 360.

INTERSTATE COMMERCE COMMISSION

General expenses: For expenses necessary in performing the functions vested by law in the Commission (49 U. S. C. 1-24, 301-327, 901-923, 1001-1022), except those otherwise specifically provided for in this Act, and for general administration; not to exceed \$5,000 for the employment of special counsel; contract stenographic reporting services; personal services in the District of Columbia; newspapers (not to exceed \$200); health-service program as authorized by law (5 U. S. C. 150); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); purchase of ten passenger motor vehicles for replacement only; and printing and binding; \$9,600,000, of which \$100,000 shall be available for valuations of pipe lines, and \$3,656,039 shall be available for the work of the Bureau of Motor Carriers: *Provided*, That Joint Board members and cooperating State commissioners may use Government transportation requests when traveling in connection with their duties as such.

49 U. S. C., Supp. II, §§ 1, 5b, 20, 20b, 305, 903.
Ante, pp. 108, 280, 479, 485.

60 Stat. 903.
60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

Government transportation requests.

Railroad safety: For expenses necessary in performing functions authorized by law (45 U. S. C. 1-15, 17-21, 35-46, 61-64; 49 U. S. C. 26) to insure a maximum of safety in the operation of railroads, including authority to investigate, test experimentally, and report on

34 Stat. 838; 35 Stat. 325.

41 Stat. 498.

60 Stat. 843; 62 Stat. 1008.

28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

36 Stat. 913.
45 U. S. C., Supp. II, § 24 *et seq.*

60 Stat. 843; 62 Stat. 1008.

28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

the use and need of any appliances or systems intended to promote the safety of railway operation, including those pertaining to block-signal and train-control systems, as authorized by the joint resolution approved June 30, 1906, and the Sundry Civil Act of May 27, 1908 (45 U. S. C. 35-37), and to require carriers by railroad subject to the Act to install automatic train-stop or train-control devices as prescribed by the Commission (49 U. S. C. 26), including the employment of inspectors, engineers, and personal services in the District of Columbia, and payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672), \$958,500.

Locomotive inspection: For expenses necessary in the enforcement of the Act of February 17, 1911, entitled "An Act to promote the safety of employees and travelers upon railroads by compelling common carriers engaged in interstate commerce to equip their locomotives with safe and suitable boilers and appurtenances thereto", as amended (45 U. S. C. 22-34), including personal services in the District of Columbia, and payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672), \$674,500.

INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN

Contribution to Interstate Commission on the Potomac River Basin: To enable the Secretary of the Treasury to pay in advance to the Interstate Commission on the Potomac River Basin the Federal contribution toward the expenses of the Commission during the current fiscal year in the administration of its business in the conservancy district established pursuant to the Act of July 11, 1940 (54 Stat. 748), \$5,000.

33 U. S. C. § 567b.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

41 U. S. C. § 5.
Ante, p. 403.

Aeronautical laboratories.

60 Stat. 810.

60 Stat. 843; 62 Stat. 1008.

28 U. S. C., Supp. II, § 2672.

Ante, pp. 62, 106.

60 Stat. 903.

Compensation to aliens.

Transfer of equipment.

Salaries and expenses: For necessary expenses of the Committee, including contracts, without regard to section 3709, Revised Statutes, as amended, for the making of special investigations and reports and for engineering, drafting and computing services; equipment, maintenance, and operation of the Langley Aeronautical Laboratory, the Ames Aeronautical Laboratory, and the Lewis Flight Propulsion Laboratory; purchase and maintenance of cafeteria equipment; maintenance and operation of aircraft; purchase of eight passenger motor vehicles for replacement only; printing and binding; personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); including \$2,500 for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); and a health service program for employees as authorized by law (5 U. S. C. 150); in all, \$43,000,000: *Provided*, That statutory provisions prohibiting the payment of compensation to aliens shall not apply to any person whose employment by the Committee shall be determined by the Chairman thereof to be necessary: *Provided further*, That aircraft and parts, equipment, and supplies may be transferred to the Committee by the Air Force, Army, and Navy without reimbursement.

Construction and equipment: For construction and equipment at laboratories and research stations of the Committee, including the acquisition of that part of Wallops Island, Accomac County, Virginia, not presently owned by the Government, and not to exceed one acre in the vicinity of Wallops Island, Accomac County, Virginia, adjoining land heretofore acquired by the Government, to be available until June 30 of the next succeeding year, \$10,000,000, of which \$7,277,200 shall be available for payments under contracts entered into pursuant to the contract authority under this head in the Independent

Wallops Island, Accomac County, Va.

Offices Appropriation Act, 1949: *Provided*, That in addition, the Committee may enter into contracts for the purposes of this appropriation in an amount not in excess of \$10,000,000.

62 Stat. 188.

NATIONAL ARCHIVES

Salaries and expenses: For necessary expenses of the Archivist and the National Archives; including personal services in the District of Columbia; scientific, technical, first-aid, protective, and other apparatus and materials for the arrangement, titling, scoring, repair, processing, editing, duplication, reproduction, and authentication of photographic and other records (including motion-picture and other films and sound recordings) in the custody of the Archivist; printing and binding; contract stenographic reporting services; travel expenses; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); and a health-service program as authorized by law (5 U. S. C. 150); \$1,350,000.

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.

Salaries and expenses, war records: For expenses necessary for the preparation of guides and other finding aids to records of the Second World War, including personal services in the District of Columbia; arranging, titling, scoring, processing, editing, duplication, reproduction, and authentication of photographic and other records (including motion-picture and other films and sound recordings); printing and binding; a health service program as authorized by law (5 U. S. C. 150); and payment of tort claims pursuant to law (28 U. S. C. 2672); \$100,000: *Provided*, That this appropriation shall be consolidated with the appropriation "Salaries and expenses, National Archives", and accounted for as one fund.

60 Stat. 903, 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
Consolidation of funds.

NATIONAL CAPITAL HOUSING AUTHORITY

Maintenance and operation of properties: For the maintenance and operation of properties under title I of the District of Columbia Alley Dwelling Authority Act, \$34,900: *Provided*, That all receipts derived from sales, leases, or other sources shall be covered into the Treasury of the United States monthly.

52 Stat. 1186.
D. C. Code §§ 5-103 to 5-111; Supp. VII, § 5-103 *et seq.*

NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Land acquisition, National Capital and metropolitan area: For necessary expenses for the National Capital Park and Planning Commission in connection with the acquisition of land for the park, parkway, and playground system of the National Capital, as authorized by the Act of May 29, 1930 (46 Stat. 482), and amendment of August 8, 1946 (60 Stat. 960); services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and real estate appraisers, by contract or otherwise without regard to the civil service and classification laws and section 3709, Revised Statutes, at rates of pay or fees not to exceed those usual for similar services; purchase of options and other costs incident to the acquisition of land; \$695,000, to remain available until expended, \$498,000 of said sum to be used for carrying out the provisions of section 1 (b) of said Act and \$197,000 for carrying out the provisions of section 4 of said Act: *Provided*, That not exceeding \$29,000 of the funds available under the above appropriation during the current fiscal year may be used for regular and part-time personal services of the Commission, excepting services by contract.

D. C. Code § 8-102 note.

60 Stat. 810.

41 U. S. C. § 5.
Ante, p. 403.

46 Stat. 484, 485.
D. C. Code § 8-106 note.
Limitation.

District of Columbia redevelopment project planning: For printing and binding of a comprehensive plan prepared in accordance with the Act of August 2, 1946 (60 Stat. 790), \$20,000.

D. C. Code, supp. VII, §§ 5-701 to 5-719, 5-106, 5-108.
Ante, p. 441.

PHILIPPINE WAR DAMAGE COMMISSION

60 Stat. 128.
50 U. S. C. app.
§§ 1751-1763; Supp. II,
§ 1751 *et seq.*

47 Stat. 412.

40 Stat. 1270.
Ante, p. 405.

60 Stat. 810.

49 Stat. 2015.
46 U. S. C., Supp.
II, § 1241.
Persons guilty of
disloyalty.

Restriction on use of
funds.

60 Stat. 128.
50 U. S. C. app.
§ 1751 note; Supp. II,
§ 1751 *et seq.*

62 Stat. 190.

62 Stat. 192.

Philippine War Damage Commission: For carrying out the provisions of title I of the Philippine Rehabilitation Act of 1946, \$184,800,000, to remain available until April 30, 1951, of which not to exceed \$3,502,554 shall be for necessary expenses of the Philippine War Damage Commission for the current fiscal year, including personal services in the District of Columbia; purchase of newspapers and periodicals not to exceed \$200; housing of American employees by rental or lease and necessary repairs and alterations to and maintenance of quarters, without regard to section 322 of the Act of June 30, 1932, as amended (40 U. S. C. 278a); printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a): *Provided*, That the provisions of the Act of June 29, 1936 (46 U. S. C. 1241), shall not apply to any travel or transportation of effects payable from this appropriation: *Provided further*, That no payment shall be made under the provisions of such title of such Act to any person who, by a civil or military court having jurisdiction, has been found guilty of collaborating with the enemy or of any act involving disloyalty to the United States or the Republic of the Philippines: *Provided further*, That no part of this appropriation shall be available for engaging in any phase of activity or for undertaking any phase of activity authorized by the Philippine Rehabilitation Act of 1946 which would result in obligating the Government of the United States in any sense or respect to the future payment of amounts in excess of the amounts authorized to be appropriated in such Act: *Provided further*, That \$20,000,000 of this appropriation shall be available immediately: *Provided further*, That the limitation under this head in the Independent Offices Appropriation Act, 1949, on the amount available for necessary expenses, is increased from "\$2,907,991" to "\$2,979,991": *Provided further*, That the limitation imposed by section 104 of the Independent Offices Appropriation Act, 1949, on the amount available for travel expenses under this head for the fiscal year 1949, is increased from "\$227,720" to "\$299,720".

SECURITIES AND EXCHANGE COMMISSION

60 Stat. 903.
60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2762.
Ante, pp. 62, 106.
60 Stat. 810.

Salaries and expenses: For necessary expenses, personal services in the District of Columbia; health-service program as authorized by law (5 U. S. C. 150); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); not to exceed \$1,150 for the purchase of newspapers; printing and binding; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$5,750,000.

SELECTIVE SERVICE SYSTEM

50 U. S. C., Supp.
II, app. §§ 451-470,
1014-1017 note.

60 Stat. 810.
60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.

Salaries and expenses: For expenses necessary for the operation and maintenance of the Selective Service System, as authorized by title I of the Selective Service Act of 1948 (62 Stat. 604) including personal services in the District of Columbia; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); purchase of typewriters; not to exceed \$500 for the purchase of newspapers and periodicals; and a health-service program as authorized by law (5 U. S. C. 150); \$8,500,000.

SMITHSONIAN INSTITUTION

Salaries and expenses, Smithsonian Institution: For all necessary expenses for the preservation, exhibition, and increase of collections from the surveying and exploring expeditions of the Government and from other sources; for the system of international exchanges between the United States and foreign countries; for anthropological researches among the American Indians and the natives of Hawaii and the excavation and preservation of archeological remains; for maintenance of the Astrophysical Observatory and making necessary observations in high altitudes; for the administration of the National Collection of Fine Arts; for the administration, and for the construction and maintenance, of laboratory and other facilities on Barro Colorado Island, Canal Zone, under the provisions of the Act of July 2, 1940, as amended by the provisions of Reorganization Plan Numbered 3 of 1946; for the maintenance and administration of a national air museum as authorized by the Act of August 12, 1946 (20 U. S. C. 77); including personal services in the District of Columbia and not to exceed \$35,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); traveling expenses; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); printing and binding, including printing the report of the American Historical Association; purchase, repair, and cleaning of uniforms for guards and elevator conductors; repairs and alterations of buildings and approaches; and preparation of manuscripts, drawings, and illustrations for publications; \$2,300,000.

Salaries and expenses, National Gallery of Art: For the upkeep and operation of the National Gallery of Art, the protection and care of the works of art therein, and administrative expenses incident thereto, as authorized by the Act of March 24, 1937 (50 Stat. 51), as amended by the public resolution of April 13, 1939 (Public Resolution 9, Seventy-sixth Congress), including personal services in the District of Columbia; health-service program as authorized by law (5 U. S. C. 150); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); traveling expenses; not to exceed \$250 for payment in advance when authorized by the treasurer of the Gallery for membership in library, museum, and art associations or societies whose publications or services are available to members only, or to members at a price lower than to the general public; purchase, repair, and cleaning of uniforms for guards and elevator operators; printing and binding; purchase or rental of devices and services for protecting buildings and contents thereof, and maintenance and repair of buildings, approaches, and grounds; \$1,087,700: *Provided*, That section 3709 of the Revised Statutes, or the Classification Act of 1923 as amended, shall not apply to the restoration and repair of works of art for the National Gallery of Art, the cost of which shall not exceed \$15,000.

TARIFF COMMISSION

Salaries and expenses: For necessary expenses of the Tariff Commission, including personal services in the District of Columbia, printing and binding, subscriptions to newspapers not to exceed \$250, health-service program as authorized by law (5 U. S. C. 150), and contract stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$1,237,500: *Provided*, That no part of this appropriation shall be used to pay the salary of

Astrophysical Observatory.
Ante, p. 623.
National Collection of Fine Arts.

54 Stat. 724.
48 U. S. C. §§ 1381-1387; Supp. II, § 1381 note.
60 Stat. 1101.
5 U. S. C. § 133y-16 note.
60 Stat. 997.
20 U. S. C. §§ 77-77d.
60 Stat. 810.

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

20 U. S. C. §§ 71-75.

53 Stat. 577.
20 U. S. C. § 74.

60 Stat. 903.
60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
60 Stat. 810.

41 U. S. C. § 5.
Ante, p. 403.
42 Stat. 1488.
5 U. S. C. §§ 661-674; Supp. II, § 662 *et seq.*
Post, p. 972.

60 Stat. 903.

60 Stat. 810.
Salary of Commissioners.

46 Stat. 701.
19 U. S. C. §§ 1336-
1338.

any member of the Tariff Commission who shall hereafter participate in any proceedings under sections 336, 337, and 338 of the Tariff Act of 1930, wherein he or any member of his family has any special, direct, and pecuniary interest, or in which he has acted as attorney or special representative.

TENNESSEE VALLEY AUTHORITY

48 Stat. 58.
16 U. S. C. §§ 831-
831dd; Supp. II, § 831h-
2 *et seq.*

For the purpose of carrying out the provisions of the Tennessee Valley Authority Act of 1933, as amended (16 U. S. C., ch. 12A), including purchase (not to exceed one) and hire, maintenance, repair, and operation of aircraft; the purchase (not to exceed one hundred and twelve for replacement only) and hire of passenger motor vehicles, \$49,359,150 to remain available until expended, and to be available for the payment of obligations chargeable against prior appropriations.

THE TAX COURT OF THE UNITED STATES

Travel expenses.

Salaries and expenses: For necessary expenses, including printing and binding and contract stenographic reporting services, \$800,000: *Provided*, That travel expenses of the judges shall be paid upon the written certificate of the judge.

UNITED STATES MARITIME COMMISSION

49 Stat. 1985.
46 U. S. C. § 1101 *et*
seq.; Supp. II, § 1116a
et seq.

Salaries and expenses: For expenses necessary for carrying into effect the Merchant Marine Act, 1936, and other laws administered by the United States Maritime Commission, \$63,014,174, within limitations as follows:

60 Stat. 810.

Audit of agents'
accounts.

Administrative expenses, including personal services in the District of Columbia; printing and binding; not to exceed \$2,000 for newspapers and periodicals; not to exceed \$17,700 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and not to exceed \$1,125 for entertainment of officials of other countries when specifically authorized by the Chairman; in all, not to exceed \$8,950,142, together with not to exceed \$586,648 of the unobligated balance in the Federal ship mortgage insurance fund, revolving fund: *Provided*, That the Maritime Commission is authorized to dispense with the administrative audit of agents' accounts covering voyages beginning prior to April 1, 1949;

49 Stat. 1995, 2008.
46 U. S. C. §§ 1151-
1161, 1191-1204; Supp.
II, § 1152 *et seq.*
Ante, p. 56.
62 Stat. 1198.
Contract authority.

Restriction on new
construction.

New ship construction, including reconditioning and betterment, as authorized by title V of the Merchant Marine Act, 1936 (except for construction of two prototype vessels under title VII of said Act), \$26,875,000, of which \$12,000,000 is for payment of obligations incurred under authority granted under this head in the Supplemental Independent Offices Appropriation Act, 1949, to enter into contracts for new ship construction in an amount not to exceed \$75,000,000; and, in addition, the Commission is authorized to enter into contracts for new ship construction in an amount not to exceed \$50,000,000: *Provided*, That no part of this contract authority shall be used to start any new ship construction for which an estimate was not included in the budget for the current fiscal year, nor to start any new ship construction the currently estimated cost of which exceeds by 10 per centum the estimated cost included therefor in such budget unless the Director of the Bureau of the Budget specifically approves the start of such ship construction and the Director shall submit forthwith a detailed explanation thereof to the Committees on Appropriations of the Senate and of the House of Representatives; and, as used herein, the term "budget" includes the detailed justification supporting the budget estimates: *Provided further*, That not to exceed

"Budget."

Availability of
funds.

\$104,000,000 of the funds and contract authority made available for new ship construction, including reconditioning and betterment, in the Supplemental Independent Offices Appropriation Act, 1949, shall continue to be available until December 31, 1949;

Maintenance of shipyard facilities, \$425,000;

Operation of warehouses, \$480,000;

Operating-differential subsidies, \$18,218,382: *Provided*, That to the extent that the operating-differential subsidy accrual (computed on the basis of parity) is represented on the operator's books by a contingent accounts receivable item against the Commission as a partial or complete offset to the recapture accrual, the operator (1) shall be excused from making deposits in the Special Reserve Fund and, (2) as to the amount of such earnings the deposit of which is so excused, shall be entitled to the same tax treatment as though it had been deposited in said Special Reserve Fund. To the extent that any amount paid to the operator by the Commission reduces the balance in the operator's contingent receivable account against the Commission, such amount, unless it is forthwith deposited in the fund, shall be considered as withdrawn under section 607 (h) of the Merchant Marine Act, 1936, as amended;

Reserve fleet expense, \$7,134,800;

Maintenance and operation of terminals, \$510,850;

Miscellaneous expenses, including payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672), \$420,000, of which \$250,000 shall be available exclusively for liquidation of liens or claims which may take precedence over the Government's preferred mortgage on vessels.

Maritime training: For training personnel for the manning of the merchant marine (including operation of training stations at Kings Point, New York; Sheepshead Bay, New York; Pass Christian, Mississippi; Saint Petersburg, Florida; Alameda, California, and the United States Maritime Service Institute), including not to exceed \$3,065,000 for personal services (exclusive of pay of cadet midshipmen and other trainees) in the District of Columbia and elsewhere; printing and binding; health-service program as authorized by law (5 U. S. C. 150); not to exceed \$2,500 for contingencies for the Superintendent, United States Merchant Marine Academy, to be expended in his discretion; and not to exceed \$100,000 for transfer to applicable appropriations of the Public Health Service for services rendered the Commission, \$6,586,000, including the pay of cadet midshipmen and other trainees.

State marine schools: To reimburse the State of California, \$50,000; the State of Maine, \$50,000; the State of Massachusetts, \$50,000; and the State of New York, \$50,000; for expenses incurred in the maintenance and support of marine schools in such States as provided in the Act authorizing the establishment of marine schools, and so forth, approved March 4, 1911, as amended (34 U. S. C. 1121-1123); and for the maintenance and repair of vessels loaned by the United States to the said States for use in connection with such State marine schools, \$170,000; in all, \$370,000.

War Shipping Administration liquidation: Not to exceed \$15,000,000 of the unexpended balance of the appropriation to the Secretary of the Treasury in the Second Supplemental Appropriation Act, 1948, for liquidation of obligations found by the General Accounting Office to have been properly incurred against funds of the War Shipping Administration prior to January 1, 1947, is hereby continued available during the current fiscal year.

Notwithstanding any other provision of this Act, the Commission is authorized to furnish utilities and services and make necessary

62 Stat. 1198.

52 Stat. 961.
46 U. S. C. § 1177 (h).

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.

60 Stat. 903.

36 Stat. 1353.

Post, p. 978.

61 Stat. 697.

Furnishing utilities,
etc.

repairs in connection with any lease, contract, or occupancy involving Government property under control of the Commission, and payments received by the Commission for utilities, services, and repairs so furnished or made shall be credited to the appropriation charged with the cost thereof: *Provided*, That rental payments under any such lease, contract, or occupancy on account of items other than such utilities, services, or repairs shall be covered into the Treasury as miscellaneous receipts.

The United States Maritime Commission shall not incur any obligations during the current fiscal year from the construction fund established by the Merchant Marine Act, 1936, or otherwise, in excess of the appropriations and limitations contained in this Act: *Provided*, That nothing contained herein and in the Independent Offices Appropriation Act, 1948, shall be construed to affect the authority of the Commission pursuant to the provisions of section 603 (a) of the Merchant Marine Act, 1936, as amended, (1) to grant operating differential subsidies on a long-term basis and (2) to obligate the United States to make future payments in accordance with the terms of such operating-differential subsidy contracts, and all receipts which otherwise would be deposited to the credit of said fund shall be covered into the Treasury as miscellaneous receipts.

49 Stat. 1987.
46 U. S. C. § 1116.

61 Stat. 603.

49 Stat. 2002.
46 U. S. C. § 1173 (a).

VETERANS' ADMINISTRATION

Administration, medical, hospital, and domiciliary services: For necessary expenses of the Veterans' Administration, including maintenance and operation of medical, hospital, and domiciliary services, in carrying out the functions pursuant to all laws for which the Administration is charged with administering, including personal services in the District of Columbia; health-service program as authorized by law (5 U. S. C. 150); purchase of one hundred and thirty-one passenger motor vehicles for replacement only; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); maintenance and operation of farms; recreational articles and facilities at institutions maintained by the Veterans' Administration; expenses incidental to securing employment for war veterans; funeral, burial, and other expenses incidental thereto for beneficiaries of the Veterans' Administration except burial awards authorized by Veterans' Administration Regulation Numbered 9 (a), as amended; aid to State or Territorial homes in conformity with the Act approved August 27, 1888, as amended (24 U. S. C. 134), for the support of veterans eligible for admission to Veterans' Administration facilities for hospital or domiciliary care; not to exceed \$5,600 for newspapers and periodicals; and not to exceed \$56,800 for the preparation, shipment, installation, and display of exhibits, photographic displays, moving pictures, and other visual educational information and descriptive material, including the purchase or rental of equipment; \$855,000,000, from which allotments and transfers may be made to the Federal Security Agency (Public Health Service), the Army, Navy, and Interior Departments, for disbursement by them under the various headings of their applicable appropriations, of such amounts as are necessary for the care and treatment of beneficiaries of the Veterans' Administration: *Provided*, That no part of this appropriation shall be used to pay in excess of one hundred persons engaged in public relations work: *Provided further*, That no part of this appropriation shall be expended for the purchase of any site for or toward the construction of any new hospital or home, or for the purchase of any hospital or home; and not more than \$3,254,900 of this appropriation may be used to repair, alter, improve, or provide facilities in

60 Stat. 903.

60 Stat. 810.

38 U. S. C. note foll.
§ 739, p. 4276.

25 Stat. 450.
24 U. S. C., Supp.
II, § 134.

Visual education
information.

Public relations
work.

Construction, etc.,
restrictions.

the several hospitals and homes under the jurisdiction of the Veterans' Administration either by contract or by the hire of temporary employees and the purchase of materials: *Provided further*, That hereafter the Administrator shall assign as his representatives, as provided for in the last sentence of section 1100 (a) of the Servicemen's Readjustment Act of 1944 (38 U. S. C. 696f), only such numbers of regional or sectional representatives as he finds necessary to provide for the processing of readjustment allowances in an efficient and economical manner: *Provided further*, That at least one of such representatives shall be assigned to and reside in each State.

Tort claims: For payment of claims pursuant to section 403 of the Federal Tort Claim Act (28 U. S. C. 2672), \$15,000.

Pensions: For the payment of compensation, pensions, gratuities, and allowances (including subsistence allowances authorized by part VII of Veterans Regulation 1a, as amended), authorized under any Act of Congress, or regulation of the President based thereon, including emergency officers' retirement pay and annuities, the administration of which is now or may hereafter be placed in the Veterans' Administration, and for the payment of adjusted-service credits as provided in sections 401 and 601 of the Act of May 19, 1924, as amended (38 U. S. C. 631 and 661), \$1,998,801,000, to be immediately available and to remain available until expended.

Readjustment benefits: For the payment of benefits to or on behalf of veterans as authorized by titles II, III, and V, of the Servicemen's Readjustment Act of 1944, \$2,197,503,000, to be immediately available and to remain available until expended: *Provided*, That no part of this appropriation for education and training under title II of the Servicemen's Readjustment Act, as amended, shall be expended for tuition, fees, or other charges, or for subsistence allowance, for any course elected or commenced by a veteran on or subsequent to July 1, 1948, and which is determined by the Administrator to be avocational or recreational in character. For the purposes of this proviso, education or training for the purpose of teaching a veteran to fly or related aviation courses in connection with his present or contemplated business or occupation shall not, in the absence of substantial evidence to the contrary, be considered avocational or recreational when a certificate in the form of an affidavit supported by corroborating affidavits by two competent disinterested persons, has been furnished by a physically qualified veteran stating that such education or training will be useful to him in connection with earning a livelihood: *Provided further*, That no part of this appropriation for education and training under title II of the Servicemen's Readjustment Act, as amended, shall be expended subsequent to the effective date of this Act for subsistence allowance or for tuition, fees, or other charges in any of the following situations:

(1) For any veteran for a course in an institution which has been in operation for a period of less than one year immediately prior to the date of enrollment in such course unless such enrollment was prior to the date of this Act;

(2) For any course of education or training for which the educational or training institution involved has no customary cost of tuition, until a fair and reasonable rate of payment for tuition, fees, or other charges for such course has been determined. In any case in which one or more contracts providing a rate or rates of tuition have been executed for two successive years, the rate established by the most recent contract shall be considered to be the customary cost of tuition notwithstanding the definition of "customary cost of tuition" as hereinafter set forth. If the Administrator finds that any institution has no customary cost of tuition he shall forthwith fix and pay or cause to be

State or regional representative.

58 Stat. 298.
38 U. S. C. § 696f (a).

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
57 Stat. 43.
38 U. S. C. note foll. § 739; Supp. II, note foll. § 743.

43 Stat. 125, 128.

58 Stat. 287, 291, 295.
38 U. S. C. §§ 701, note foll. § 739, 694-694j, 696-696m; Supp. II, § 694 *et seq.*
Tuition, fees, etc.

Restrictions.

Veterans' Tuition
Appeals Board.

60 Stat. 239.
5 U. S. C. §§ 1004-
1010.

"Customary cost of
tuition."

58 Stat. 289.
38 U. S. C. note foll.
§ 739, p. 4270; Supp.
II, note foll. § 743.

57 Stat. 43; 58 Stat.
284.
38 U. S. C., §§ 701,
693 *et seq.*; Supp. II,
§§ 701, 693 *et seq.*
Ante, p. 481.

Prior legal rights.

60 Stat. 285.

61 Stat. 605.

62 Stat. 1201.

Technical and cleri-
cal personnel.

paid a fair and reasonable rate of payment for tuition, fees, and other charges for the courses offered by such institution. Any educational or training institution which is dissatisfied with a determination of a rate of payment for tuition, fees, or other charges under the foregoing provisions of this paragraph shall be entitled, upon application therefor, to a review of such determination (including the determination with respect to whether there is a customary cost of tuition) by a board to be known as the "Veterans' Tuition Appeals Board" consisting of three members, appointed by the Administrator for such purpose. Such board shall be subject, in respect to appointment, hearings, appeals, and all other actions and qualifications, to the provisions of sections 5 to 11, inclusive, of the Administrative Procedure Act, approved June 11, 1946, as amended. The decision of such board with respect to all matters shall constitute the final administrative determination. In no event shall the board fix a rate of payment in excess of the maximum amount allowable under the Servicemen's Readjustment Act, as amended. The term "customary cost of tuition" as employed herein and in paragraph 5, part VIII, Veterans Regulation Numbered 1 (a), as amended, is regarded as that charge which an educational or training institution requires a nonveteran enrollee similarly circumstanced to pay as and for tuition for a course, except that the institution (other than a nonprofit institution of higher learning) is not regarded as having a "customary cost of tuition" for the course or courses in question in the following circumstances:

(a) Where the majority of the enrollment of the educational and training institution in the course in question consists of veterans in training under Public Laws 16 and 346, Seventy-eighth Congress, as amended; and

(b) One of the following conditions prevails:

1. The institution has been established subsequent to June 22, 1944.

2. The institution, although established prior to June 22, 1944, has not been in continuous operation since that date.

3. The institution, although established prior to June 22, 1944, has subsequently increased its total tuition charges for the course to all students more than 25 per centum.

4. The course (or a course of substantially the same length and character) was not provided for nonveteran students by the institution prior to June 22, 1944, although the institution itself was established before June 22, 1944: *Provided further*, That nothing in the foregoing proviso shall be construed to affect adversely any legal rights which have accrued prior to the date of enactment of this Act, or to affect payments to educational or training institutions under contracts in effect on such date.

Military and naval insurance: For military and naval insurance, \$3,735,000, to be immediately available and to remain available until expended.

Hospital and domiciliary facilities: The authority under this head in the Third Urgent Deficiency Appropriation Act, 1946, the Independent Offices Appropriation Act, 1948, and the Supplemental Independent Offices Appropriation Act, 1949, to incur obligations for the purposes specified in those Acts, is hereby extended to July 1, 1951: *Provided*, That not to exceed 6.7 per centum of the foregoing contract authorizations shall be available for the employment in the District of Columbia and in the field of all necessary technical and clerical personnel for the preparation of plans and specifications for the projects as approved hereunder and in the supervision of the execution thereof, and for all travel expenses, field office equipment, and supplies in connection therewith, except that whenever the Veterans' Adminis-

tration finds it necessary in the construction of any project to employ other Government agencies or persons outside the Federal service to perform such services not to exceed 10 per centum of the cost of such projects may be expended for such services: *Provided further*, That not to exceed \$10,000,000 of the foregoing contract authorizations shall be obligated for portable initial equipment, including the purchase of one hundred and fifty-one passenger motor vehicles.

Portable initial equipment.

National service life insurance: For the payment of benefits and for transfer to the national service life insurance fund, in accordance with the National Service Life Insurance Act of 1940, as amended, \$467,450,000, to be immediately available and to remain available until expended: *Provided*, That certain premiums shall be credited to this appropriation as provided by the Act.

54 Stat. 1008.
38 U. S. C. §§ 801-818; Supp. II, § 802.
Ante, p. 74.

Veterans' miscellaneous benefits: For the payment of burial awards authorized by Veterans' Administration Regulation Numbered 9 (a), as amended, and for supplies, equipment, and tuition authorized by part VII and payments authorized by part IX of Veterans' Administration Regulation Numbered 1 (a), as amended, \$75,330,000, to remain available until expended.

38 U. S. C. note foll. § 739, p. 4276.

Grants to the Republic of the Philippines: For payments to the Republic of the Philippines of grants in accordance with the Act of July 1, 1948 (Public Law 865), for (a) construction and equipping of hospitals, \$9,400,000, to be immediately available and to remain available until expended, and (b) expenses incident to medical care and treatment of veterans, \$3,285,000.

57 Stat. 43.
38 U. S. C. note foll. § 739; Supp. II, note foll. § 743.

No part of the foregoing appropriations shall be available for hospitalization or examination of any persons except beneficiaries entitled under the laws bestowing such benefits to veterans, unless reimbursement of cost is made to the appropriation at such rates as may be fixed by the Administrator of Veterans' Affairs.

62 Stat. 1210.
50 U. S. C., Supp. II, app. §§ 1991-1996.

INDEPENDENT OFFICES—GENERAL PROVISIONS

SEC. 102. No part of any appropriation contained in this title shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this title shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

Atomic Energy fellowship.

SEC. 102-A. No part of any appropriation contained in this title for the Atomic Energy Commission shall be used to confer a fellowship on any person who advocates or who is a member of an organization or party that advocates the overthrow of the Government of the United States by force or violence or with respect to whom the Commission finds, upon investigation and report by the Federal Bureau of Investigation on the character, associations, and loyalty of whom, that reasonable grounds exist for belief that such person is disloyal to the Government of the United States: *Provided*, That any person who advocates or who is a member of an organization or party that advocates the overthrow of the Government of the United States by force or violence and accepts employment or a fellowship the salary, wages, stipend, grant, or expenses for which are paid from any appropriation contained in this title shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Penalty.

Travel expenses.

SEC. 103. Where appropriations in this title are expendable for travel expenses of employees and no specific limitation has been placed thereon, the expenditures for such travel expenses may not exceed the amount set forth therefor in the budget estimates submitted for the appropriations.

Purchase of newspapers and periodicals.

SEC. 104. Where appropriations in this title are expendable for the purchase of newspapers and periodicals and no specific limitation has been placed thereon, the expenditures therefor under each such appropriation may not exceed the amount of \$50: *Provided*, That this limitation shall not apply to the purchase of scientific, technical, trade, or traffic periodicals necessary in connection with the performance of the authorized functions of the agencies for which funds are herein provided.

Positions formerly held by employees who entered armed forces.

SEC. 105. No part of any appropriation contained in this title shall be available to pay the salary of any person filling a position, other than a temporary position, formerly held by an employee who has left to enter the armed forces of the United States and has satisfactorily completed his period of active military or naval service and has within ninety days after his release from such service or from hospitalization continuing after discharge for a period of not more than one year made application for restoration to his former position and has been certified by the Civil Service Commission as still qualified to perform the duties of his former position and has not been restored thereto.

Attendance at meetings.

SEC. 106. Appropriations contained in this title, available for expenses of travel, shall be available, when specifically authorized by the head of the activity or establishment concerned, for expenses of attendance at meetings of organizations concerned with the function or activity for which the appropriation concerned is made; and shall be available for the examination of estimates of appropriations and activities in the field.

Accounting systems.

SEC. 107. No part of any appropriation or fund contained in this title shall be available for installing or maintaining systems for administrative appropriation, fund, or inventory accounting except such systems as are prescribed or approved by the Comptroller General: *Provided*, That all agencies, for whose activities provision is made in this title, shall hereafter maintain fiscal-accounting control of all inventories of supplies, materials, or equipment which may be owned by or be in the custody of such agencies.

Purchase, etc., of real estate.

SEC. 108. No part of any appropriations made available by the provisions of this title shall be used for the purchase or sale of real estate or for the purpose of establishing new offices outside the District of

Columbia: *Provided*, That this limitation shall not apply to programs which have been approved by the Congress and appropriations made therefor.

SEC. 109. All agencies provided for in this title shall furnish an administrative break-down of the costs of personnel and other obligations in the District of Columbia and in the field in such detail as the Subcommittees on Independent Offices Appropriations of the Committees on Appropriations of the Senate and the House of Representatives may direct.

Administrative
break-down of costs.

SEC. 110. No part of any appropriation contained in this title shall be used to pay the compensation of any employee engaged in personnel work in excess of the number that would be provided by a ratio of one such employee to one hundred and fifteen, or a part thereof, full-time, part-time, and intermittent employees of the agency concerned: *Provided*, That for purposes of this section employees shall be considered as engaged in personnel work if they spend half-time or more in personnel administration consisting of direction and administration of the personnel program; employment, placement, and separation; job evaluation and classification; employee relations and services; training; committees of expert examiners and boards of civil-service examiners; wage administration; and processing, recording, and reporting.

Employees engaged
in personnel work.

SEC. 111. None of the sections under the head "Independent offices—General provisions" in this title, except section 102, shall apply to the Housing and Home Finance Agency, the Inland Waterways Corporation, or the Tennessee Valley Authority.

Nonapplicability of
provisions.
Ante, p. 655.

TITLE II

CORPORATIONS

The following corporations and agencies, respectively, are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year 1950 for each such corporation or agency, except as hereinafter provided:

59 Stat. 598.
31 U. S. C., Supp.
II, § 849.

HOUSING AND HOME FINANCE AGENCY

Home Loan Bank Board: Not to exceed a total of \$427,500 to be derived from the special deposit account established under the provisions under the head "Federal Home Loan Bank Administration" in the Independent Offices Appropriation Act, 1944, and from receipts of the Federal Home Loan Bank Administration, the Federal Home Loan Bank Board, or the Home Loan Bank Board for the current fiscal year and prior fiscal years, shall be available during the current fiscal year for administrative expenses of the Home Loan Bank Board, including health-service program as authorized by law (5 U. S. C. 150), and the Board may utilize and may make payment for services and facilities of the Federal home-loan banks, the Federal Reserve banks, the Federal Savings and Loan Insurance Corporation, the Home Owners' Loan Corporation, and other agencies of the Government: *Provided*, That all necessary expenses in connection with the conservatorship of institutions insured by the Federal Savings and Loan Insurance Corporation and all necessary expenses (including

57 Stat. 185.

60 Stat. 903.

Nonadministrative
expenses.

47 Stat. 725.
12 U. S. C., Supp.
II, § 1422 *et seq.*

60 Stat. 903.

48 Stat. 1255.
12 U. S. C., Supp.
II, § 1725 *et seq.*

60 Stat. 903.

48 Stat. 128.
12 U. S. C., Supp.
II, § 1462 *et seq.*
Post, pp. 871, 977.

services performed on a contract or fee basis, but not including other personal services) in connection with the handling, including the purchase, sale, and exchange, of securities on behalf of Federal home-loan banks, and the sale, issuance, and retirement of, or payment of interest on, debentures or bonds, under the Federal Home Loan Bank Act, as amended, shall be considered as nonadministrative expenses for the purposes hereof: *Provided further*, That notwithstanding any other provisions of this Act, except for the limitation in amount hereinbefore specified, the administrative expenses and other obligations of the Board shall be incurred, allowed, and paid in accordance with the provisions of the Federal Home Loan Bank Act of July 22, 1932, as amended (12 U. S. C. 1421-1449).

Federal Savings and Loan Insurance Corporation: Not to exceed \$617,500 shall be available for administrative expenses, including health-service program as authorized by law (5 U. S. C. 150), which shall be on an accrual basis and shall be exclusive of interest paid, depreciation, properly capitalized expenditures, expenses in connection with liquidation of insured institutions, liquidation or handling of assets of or derived from insured institutions, payment of insurance, and action for or toward the avoidance, termination, or minimizing of losses in the case of specific insured institutions, and legal fees and expenses, and said Corporation may utilize and may make payment for services and facilities of the Federal home-loan banks, the Federal Reserve banks, the Home Loan Bank Board, the Home Owners' Loan Corporation, and other agencies of the Government: *Provided*, That notwithstanding any other provisions of this Act, except for the limitation in amount hereinbefore specified, the administrative expenses and other obligations of said Corporation shall be incurred, allowed, and paid in accordance with title IV of the Act of June 27, 1934, as amended (12 U. S. C. 1724-1730).

Home Owners' Loan Corporation: Not to exceed \$1,823,250 shall be available for administrative expenses, including health-service program as authorized by law (5 U. S. C. 150), which shall be on an accrual basis and shall be exclusive of interest paid, depreciation, properly capitalized expenditures, expenses (including personal services) in connection with the termination or liquidation of accounts carried on the books of the corporation not to exceed \$300,000, expenses (including services performed on a force account, contract, or fee basis, but not including other personal services) in connection with the acquisition, protection, operation, maintenance, improvement, or disposition of real or personal property belonging to said Corporation or in which it has an interest, and legal fees and expenses, and said Corporation may utilize and may make payment for services and facilities of the Federal home-loan banks, the Federal Reserve banks, the Home Loan Bank Board, the Federal Savings and Loan Insurance Corporation, and other agencies of the Government: *Provided*, That, notwithstanding any other provisions of this Act, except for the limitation in amount hereinbefore specified, the administrative expenses and other obligations of said Corporation shall be incurred, allowed, and paid in accordance with the Home Owners' Loan Act of 1933, as amended (12 U. S. C. 1461-1468).

Federal Housing Administration: In addition to the amounts available by or pursuant to law (which shall be transferred to this authorization) for the administrative expenses of the Federal Housing Administration in carrying out duties imposed by or pursuant to law, not to exceed \$22,500,000 of the various funds of the Federal Housing Administration as follows: (1) the mutual mortgage insurance fund; (2) the housing insurance fund; (3) the account in the Treasury comprised of funds derived from premiums collected under authority of

section 2 (f), title I of the National Housing Act, as amended (12 U. S. C. 1701); (4) the war housing insurance fund; and (5) the housing investment insurance fund shall be available for expenditure, in accordance with the provisions of said Act for the administrative expenses of the Federal Housing Administration, including purchase of not to exceed one passenger motor vehicle, for replacement only; not to exceed \$1,500 for periodicals and newspapers; not to exceed \$1,500 for contract actuarial services; and health-service program as authorized by law (5 U. S. C. 150): *Provided*, That necessary expenses of the Administration (including services performed on a contract or fee basis, but not including other personal services) in connection with the acquisition, protection, completion, operation, maintenance, improvement, or disposition of real or personal property of the Administration acquired under authority of titles I, II, VI, and VII of said National Housing Act, shall be considered as nonadministrative for the purposes hereof: *Provided further*, That, except as herein otherwise provided, the administrative expenses and other obligations, including nonadministrative expenses, of the Administration shall be incurred, allowed, and paid in accordance with the provisions of said Act of June 27, 1934, as amended (12 U. S. C. 1701).

Public Housing Administration: Of the amounts available by or pursuant to law for the administrative expenses of the Public Housing Administration in carrying out duties imposed by or pursuant to law including not to exceed \$2,329,550 of the funds available for administrative expenses for the United States Housing Act program, not to exceed \$8,054,600 shall be available for such expenses, including purchase of not to exceed five passenger motor vehicles, for replacement only; and a health-service program as authorized by law (5 U. S. C. 150): *Provided*, That necessary expenses of providing representatives of the Administration at the sites of non-Federal projects in connection with the construction of such non-Federal projects by public housing agencies with the aid of the Administration, shall be compensated by such agencies by the payment of fixed fees which in the aggregate in relation to the development costs of such projects will cover the costs of rendering such services, and expenditures by the Administration for such purpose shall be considered nonadministrative expenses, and funds received from such payments may be used only for the payment of necessary expenses of providing representatives of the Administration at the sites of non-Federal projects or for administrative expenses of the Administration not in excess of the amount authorized by the Congress: *Provided further*, That the Administrator of the Housing and Home Finance Agency may relinquish and transfer, pursuant to the same general terms and conditions specified in subsections 505 (a) and (b) of the Act of October 14, 1940, as added by the Act of June 28, 1948 (Public Law 796), title to temporary housing provided for certain veterans and their families under title V of said Act of October 14, 1940, as amended, to any State, county, city, or other public body: *Provided further*, That any application for such relinquishment and transfer shall be filed with the Administrator within one hundred and twenty days after the approval of this Act.

Liquidation of resettlement projects: Not to exceed \$19,800 of the receipts derived from the operation of the projects transferred under section 4 (b) of Reorganization Plan Numbered 3 of 1947 shall be available for necessary expenses in connection with and to facilitate disposition of the suburban resettlement projects known as Greenbelt, Greendale, and Greenhills including services in accordance with section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

53 Stat. 805.
12 U. S. C. § 1703 (f).

60 Stat. 903.
Nonadministrative expenses.

48 Stat. 1246, 1247;
55 Stat. 55; 62 Stat. 1276.
12 U. S. C. §§ 1701-1715c, 1736-1743; Supp. II, §§ 1702 *et seq.*, 1736-1747.
Ante, pp. 29, 57, 421, 431, 576; *post*, pp. 681, 905.

Post, p. 871.

60 Stat. 903.
Nonadministrative expenses.

Transfer of title to temporary housing.

62 Stat. 1063.
42 U. S. C., Supp. II, § 1575 (a), (b).
59 Stat. 260.
42 U. S. C. §§ 1571-1574; Supp. II, § 1571 *et seq.*
Filing of application.

61 Stat. 955.
5 U. S. C., Supp. II, § 133y-16 note.

60 Stat. 810.

INLAND WATERWAYS CORPORATION

Inland Waterways Corporation (administered under the supervision and direction of the Secretary of Commerce): Not to exceed \$522,000 shall be available for administrative expenses, to be determined in the manner set forth under the title "General expenses" in the Uniform System of Accounts for Carriers by Water of the Interstate Commerce Commission (effective January 1, 1947): *Provided*, That no funds shall be used to pay compensation of employees normally subject to the Classification Act of 1923, as amended, at rates in excess of rates fixed for similar services under the provisions of the Classification Act, as amended, nor to pay the compensation of vessel employees and such terminal and other employees as are not covered by the Classification Act, at rates in excess of rates prevailing in the river transportation industry in the area (including prevailing leave allowances for vessel employees, but the granting of such allowances shall not be construed as establishing a different leave system within the meaning of that term as used in section 3 of the Act of December 21, 1944 (5 U. S. C. 61d)).

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

58 Stat. 846.

TENNESSEE VALLEY AUTHORITY

Not to exceed \$3,699,000 of the funds available to the Tennessee Valley Authority, shall be available during the current fiscal year for all administrative and general expenses of the Corporation, which expenses shall be inclusive of costs of all administrative offices and other activities representing management and other functions serving the programs and projects of the Corporation in general.

CORPORATIONS—GENERAL PROVISIONS

Persons engaging,
etc., in strikes against
or advocating over-
throw of U. S. Gov-
ernment.

Affidavit.

Penalty.

SEC. 202. No part of the funds of, or available for expenditure by, any corporation or agency included in this title shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any funds available to any corporation or agency included in this title shall be guilty of a felony, and upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing laws.

SEC. 203. No part of the funds of, or available for expenditure by, any corporation or agency included in this title shall be used to pay the compensation of any employee engaged in personnel work in excess of the number that would be provided by a ratio of one such employee to one hundred and fifteen, or a part thereof, full-time, part-time, and intermittent employees of the agency concerned: *Provided*, That for purposes of this section employees shall be considered as engaged in personnel work if they spend half-time or more in personnel administration consisting of direction and administration of the personnel program; employment, placement, and separation; job evaluation and classification; employee relations and services; training; committees of expert examiners and boards of civil-service examiners; wage administration; and processing, recording, and reporting.

Compensation of personnel employees.

TITLE III—GENERAL PROVISIONS

DEPARTMENTS AND AGENCIES

SEC. 301. Unless otherwise specifically provided, the maximum amount allowable during the current fiscal year, in accordance with section 16 of the Act of August 2, 1946 (5 U. S. C. 78), for the purchase of any passenger motor vehicle (exclusive of busses, ambulances, and station wagons), is hereby fixed at \$1,400.

Post, p. 662.

Motor vehicles.

60 Stat. 810.
5 U. S. C. §§ 77, 78.

SEC. 302. Unless otherwise specified and during the current fiscal year, no part of any appropriation contained in this or any other Act shall be used to pay the compensation of any officer or employee of the Government of the United States (including any agency the majority of the stock of which is owned by the Government of the United States) whose post of duty is in continental United States unless such person (1) is a citizen of the United States, (2) is a person in the service of the United States on the date of enactment of this Act who, being eligible for citizenship, had filed a declaration of intention to become a citizen of the United States prior to such date, or (3) is a person who owes allegiance to the United States: *Provided*, That for the purpose of this section, an affidavit signed by any such person shall be considered prima facie evidence that the requirements of this section with respect to his status have been complied with: *Provided further*, That any person making a false affidavit shall be guilty of a felony and, upon conviction, shall be fined not more than \$4,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law: *Provided further*, That any payment made to any officer or employee contrary to the provisions of this section shall be recoverable in action by the Federal Government. This section shall not apply to citizens of the Republic of the Philippines or to nationals of those countries allied with the United States in the prosecution of the war.

Citizenship requirement.

Affidavit.

Penalty.

Recoupment.

Nonapplicability.

SEC. 303. Appropriations of the executive departments and independent establishments for the current fiscal year, available for expenses of travel or for the expenses of the activity concerned, are hereby made available for living quarters allowances in accordance with the Act of June 26, 1930 (5 U. S. C. 118a), and regulations prescribed thereunder, and cost-of-living allowances similar to those allowed under section 901 (2) of the Foreign Service Act of 1946, in accordance with and to the extent prescribed by regulations of the President, for all civilian officers and employees of the Government permanently stationed in foreign countries: *Provided*, That the availability of appropriations made to the Department of State for carrying out the provisions of the Foreign Service Act of 1946 shall not be affected hereby.

Allowances for living quarters.

46 Stat. 818.

60 Stat. 1026.
22 U. S. C. § 1131 (2).

60 Stat. 999.
22 U. S. C. § 801 *et seq.*; Supp. II, § 815 *et seq.*
Ante, pp. 111, 407.

Senate disapproval
of nomination, effect.

U. S. Code Anno-
tated; Lifetime Fed-
eral Digest.

SEC. 304. No part of any appropriation for the current fiscal year contained in this or any other Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate has voted not to approve of the nomination of said person.

SEC. 305. No part of any appropriation contained in this or any other Act shall be used to pay in excess of \$4 per volume for the current and future volumes of the United States Code Annotated and such volumes shall be purchased on condition and with the understanding that latest published cumulative annual pocket parts issued prior to the date of purchase shall be furnished free of charge, or in excess of \$4.25 per volume for the current or future volumes of the Lifetime Federal Digest.

CORPORATIONS

Funds for adminis-
trative expenses.

59 Stat. 597.
31 U. S. C. § 841 *et*
seq.; Supp. II, § 846
et seq.
Ante, p. 356.
Travel expenses.

44 Stat. 688.
5 U. S. C. § 821.
Ante, p. 187.
46 Stat. 1103.
Ante, p. 187.
60 Stat. 810.
Ante, p. 661.

Use of funds for
construction, etc.

Claims.
59 Stat. 597.
31 U. S. C. § 841
et seq.; Supp. II, § 846
et seq.
Ante, p. 356.
60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
59 Stat. 597.
31 U. S. C. § 841 *et*
seq.; Supp. II, § 846
et seq.
Ante, p. 356.

SEC. 306. Funds made available by this or any other Act for administrative expenses in the current fiscal year of the corporations and agencies subject to the Government Corporation Control Act, as amended (31 U. S. C. 841), shall be available, in addition to objects for which such funds are otherwise available, for personal services and rent in the District of Columbia; printing and binding; examination of budgets and estimates of appropriations in the field; travel expenses in accordance with the Standardized Government Travel Regulations, the Subsistence Expense Act of 1926 as amended (except as to per diem rates outside continental United States) and the Act of February 14, 1931, as amended (5 U. S. C. 73a); services in accordance with section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and the objects specified in the sections of this title under the head "Departments and agencies", all the provisions of which shall be applicable to the expenditure of such funds unless otherwise specified in the Act by which they are made available: *Provided*, That in the event any functions budgeted as administrative expenses are subsequently transferred to or paid from other funds, the limitations on administrative expenses shall be correspondingly reduced.

SEC. 307. No part of any funds of or available to any wholly owned Government corporation shall be used for the purchase or construction, or in making loans for the purchase or construction of any office building at the seat of government primarily for occupancy by any department or agency of the United States Government or by any corporation owned by the United States Government.

SEC. 308. Funds of corporations and agencies, subject to the Government Corporation Control Act, as amended, covered by the provisions of this or any other Act shall be available during the current fiscal year for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672).

SEC. 309. After June 30, 1949, the corporations or agencies subject to the Government Corporation Control Act, as amended (31 U. S. C. 841), are authorized, with the approval of the Comptroller General, to consolidate, notwithstanding the provisions of any other law, into one or more accounts for banking and checking purposes all cash, including amounts appropriated, from whatever source derived: *Provided*, That such cash, including amounts appropriated, of such corporations or agencies shall be expended in accordance with the applicable terms of their respective enabling acts and any other acts applicable to their transactions.

TITLE IV—REDUCTIONS IN APPROPRIATIONS

Amounts available from appropriations and other funds are hereby reduced in the sums hereinafter set forth, such sums to be carried to the surplus fund and covered into the Treasury immediately upon the approval of this Act, except as otherwise indicated:

FUNDS APPROPRIATED TO THE PRESIDENT

Payments, Armed Forces Leave Act, 1946: \$135,000,000.

Overtime, leave, and holiday compensation: The balance remaining unobligated on June 30, 1949, such balance to be carried to the surplus fund and covered into the Treasury immediately thereafter.

60 Stat. 963.
37 U. S. C. §§ 32-37;
Supp. II, § 32 *et seq.*; 10
U. S. C. § 18; 14 U. S. C.
§ 50d; 34 U. S. C. § 604.
Ante, p. 495.

FEDERAL WORKS AGENCY

Office of the Administrator: Public works advance planning under title V of the War Mobilization and Reconversion Act of 1944, \$4,164,000.

58 Stat. 791.
50 U. S. C. app.
§ 1671.

VETERANS' ADMINISTRATION

Administrative facilities: \$1,250,000.

Vocational Rehabilitation Revolving Fund: \$500,000.

This Act may be cited as the "Independent Offices Appropriation Act, 1950".

Approved August 24, 1949.

Short title.

[CHAPTER 511]

AN ACT

To extend the benefits of section 1 (c) of the Civil Service Retirement Act of May 29, 1930, as amended, to employees who were involuntarily separated during the period from July 1, 1945, to July 1, 1947, after having rendered twenty-five years of service but prior to attainment of age fifty-five.

August 25, 1949
[H. R. 997]
[Public Law 267]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last sentence of subsection (c) of section 1 of the Civil Service Retirement Act of May 29, 1930, as amended, is amended to read as follows: "This subsection shall become effective as of July 1, 1945."

SEC. 2. Nothing contained in this Act shall be construed to reduce the annuity or in any way to affect the rights of any person who is receiving an annuity under the provisions of the amendment to section 1 of the Civil Service Retirement Act of May 29, 1930, as amended, made by the Act approved August 8, 1946 (Public Law 688, Seventy-ninth Congress), or to provide for the payment of any annuity in an amount in excess of the amount to which the annuitant would have been entitled had the provisions of the Civil Service Retirement Act of May 29, 1930, as now in effect been in effect on the date of his separation from the service.

Approved August 25, 1949.

Civil Service Retirement Act of 1930, amendment.
56 Stat. 14.
5 U. S. C., Supp. II,
§ 691 (c).
Rights of annuitant.

46 Stat. 468.
5 U. S. C., Supp. II,
§ 691.
Ante, p. 609.
60 Stat. 939.
5 U. S. C. § 691 (e).

[CHAPTER 512]

AN ACT

To amend the Federal Crop Insurance Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 508 of the Federal Crop Insurance Act, as amended, is amended to read as follows:

"(a) Commencing with crops planted for harvest in 1948, for the purpose of determining the most practical plan, terms, and conditions of insurance for agricultural commodities, if sufficient actuarial data are available, as determined by the Board, to insure, or to reinsure insurers of, producers of such agricultural commodities under any plan or plans of insurance determined by the Board to be adapted to any such commodity. Such insurance shall be against loss of the

August 25, 1949
[H. R. 3825]
[Public Law 268]

Federal Crop Insurance Act, amendments.
52 Stat. 74.
7 U. S. C., Supp. II,
§ 1508 (a).
Insurance against loss of certain agricultural commodities.

Limitations.	insured commodity due to unavoidable causes, including drought, flood, hail, wind, frost, winterkill, lightning, fire, excessive rain, snow, wildlife, hurricane, tornado, insect infestation, plant disease, and such other unavoidable causes as may be determined by the Board: <i>Provided</i> , That, except in the case of tobacco, such insurance shall not extend beyond the period the insured commodity is in the field. In 1948 insurance shall be limited to not more than seven agricultural commodities (including wheat, cotton, flax, corn, and tobacco) and to not more than three additional agricultural commodities in each year thereafter: <i>Provided</i> , That other agricultural commodities may be included in multiple crop insurance (insurance on two or more agricultural commodities under one contract with a producer). Insurance shall be limited to producers in not to exceed two hundred counties in the case of wheat, fifty-six counties in the case of cotton, fifty counties each in the case of corn and flax, thirty-five counties in the case of tobacco, twenty counties in the case of any other agricultural commodity, and, in addition, fifty counties in the case of multiple crop insurance: <i>Provided</i> , That, beginning with crops planted for harvest in 1950, and continuing through the crops planted for harvest in 1951, 1952, and 1953, the number of counties for insurance on wheat, cotton, corn, flax, and tobacco, and for multiple crop insurance may be increased each year by not in excess of 50 per centum of the number of counties specified above and the county limitations specified for other insurance may be similarly increased as to any agricultural commodity after insurance for such commodity has been provided for three years. Reinsurance for private insurance companies shall be limited to not to exceed twenty counties which may be selected without regard to the other county limitations specified herein. Any insurance offered against loss in yield shall not cover in excess of 75 per centum of the recorded or appraised average yield of the commodity on the insured farm for a representative period subject to such adjustments as the Board may prescribe to the end that the average yields fixed for farms in the same area, which are subject to the same conditions, may be fair and just: <i>Provided</i> , That if 75 per centum of the average yield represents generally more protection than the investment in the crop in any area, taking into consideration recognized farming practices, the Board shall reduce such maximum percentage so as more nearly to reflect the investment in the crop in such area. Insurance provided under this subsection shall not cover losses due to the neglect or malfeasance of the producer, or to the failure of the producer to reseed to the same crop in areas and under circumstances where it is customary to so reseed, or to the failure of the producer to follow established good farming practices. Counties selected by the Board shall be representative of the several areas where the agricultural commodity insured is normally produced.
Multiple crop insurance.	
Increase in number of counties.	
Reinsurance for private insurance companies.	
Maximum amount.	
Reduction of maximum percentage.	
Losses not covered.	
Refusal to insure.	
Report to Congress.	

58 Stat. 919.
7 U. S. C., Supp. II,
§ 1508 (b).

SEC. 2. Subsection (b) of section 508 of the Federal Crop Insurance Act, as amended, is amended by striking out the proviso in the second sentence and the colon which precedes it and substituting a period therefor.

SEC. 3. Subsection (c) of section 508 of the Federal Crop Insurance Act, as amended, is amended to read as follows:

"(c) To adjust and pay claims for losses in the agricultural commodity or in cash, under rules prescribed by the Board: *Provided*, That indemnities may be determined on the same price basis as premiums are determined for the crop with respect to which such indemnities are paid. The Corporation shall provide for the posting annually in each county at the county courthouse of a list of indemnities paid for losses on farms in such county. In the event that any claim for indemnity under the provisions of this title is denied by the Corporation, an action on such claim may be brought against the Corporation in the United States district court, or in any court of record of the State having general jurisdiction, sitting in the district or county in which the insured farm is located, and jurisdiction is hereby conferred upon such district courts to determine such controversies without regard to the amount in controversy: *Provided*, That no suit on such claim shall be allowed under this section unless the same shall have been brought within one year after the date when notice of denial of the claim is mailed to and received by the claimant."

SEC. 4. Subsection (a) of section 504 of the Federal Crop Insurance Act is amended by striking out the second sentence thereof.

SEC. 5. The Secretary of the Treasury is hereby authorized and directed to cancel, without consideration, outstanding receipts for payments for or on account of the stock of the Corporation in excess of \$27,000,000.

SEC. 6. Subsection (b) of section 504 of the Federal Crop Insurance Act is amended to read as follows:

"(b) There is hereby authorized to be appropriated such sums as are necessary for the purpose of subscribing to the capital stock of the Corporation."

SEC. 7. Subsection (c) of section 505 of the Federal Crop Insurance Act, as amended, is amended by striking out the second sentence and inserting in lieu thereof the following: "The members of the Board who are not employed by the Government shall be paid such compensation for their services as directors as the Secretary of Agriculture shall determine, but such compensation shall not exceed \$50 per day each when actually employed and transportation expenses plus not to exceed \$10 per diem in lieu of subsistence expenses when on business of the Corporation away from their homes or regular places of business."

SEC. 8. Subsection (h) of section 506 of the Federal Crop Insurance Act, as amended, is amended to read as follows:

"(h) may conduct researches, surveys, and investigations relating to crop insurance and shall assemble data for the purpose of establishing sound actuarial bases for insurance on agricultural commodities."

SEC. 9. Section 518 of the Federal Crop Insurance Act, as amended, is amended by striking therefrom the words "determined by the Board pursuant to subsection (a) (2) of section 508 of this title" and substituting therefor the words "determined by the Board pursuant to subsection (a) of section 508 of this title".

SEC. 10. Subsection (a) of section 507 of the Federal Crop Insurance Act is amended to read as follows:

"(a) The Secretary shall appoint such officers and employees as may be necessary for the transaction of the business of the Corporation pursuant to civil-service laws and regulations, fix their compensation in accordance with the provisions of the Classification Act of 1923, as amended, define their authority and duties, delegate to them such of the powers vested in the Corporation as he may determine, require bond of such of them as he may designate, and fix the penalties and

52 Stat. 74.
7 U. S. C., Supp. II,
§ 1508 (c).
Payment of claims.
Indemnities.

Posting of indemnities paid.

Civil actions.

Time limitation.

52 Stat. 72.
7 U. S. C. § 1504 (a).

52 Stat. 72.
7 U. S. C. § 1504 (b).
Appropriation authorized.

52 Stat. 73.
7 U. S. C., Supp. II,
§ 1505 (c).
Compensation of Board members.

52 Stat. 73.
7 U. S. C. § 1506 (h).
Researches, surveys, etc.

58 Stat. 919.
7 U. S. C. § 1518.

Ante, p. 663.

52 Stat. 73.
7 U. S. C. § 1507 (a).

Appointment of officers and employees.

42 Stat. 1488.
5 U. S. C. §§ 661-674:
Supp. II, § 662 *et seq.*
Post, p. 972.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

pay the premiums of such bonds: *Provided*, That personnel paid by the hour, day, or month when actually employed, and county crop insurance committeemen may be appointed and their compensation fixed without regard to civil-service laws and regulations or the Classification Act of 1923, as amended."

SEC. 11. The expanded program authorized herein shall be instituted beginning with the 1950 crop year, the additional cost for fiscal year 1950 to be financed, pending the appropriation of supplemental funds, from any appropriation available for operating and administrative expenses of the Corporation for such fiscal year.

Approved August 25, 1949.

[CHAPTER 513]

AN ACT

August 26, 1949
[S. 974]
[Public Law 269]

To amend the Veterans' Preference Act of 1944 with respect to certain mothers of veterans.

Veterans' Preference
Act of 1944, amend-
ments.
62 Stat. 3.
5 U. S. C., Supp. II,
§ 861 (5).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) clause (5) of section 2 of the Veterans' Preference Act of 1944, as amended, is amended by striking out "(if they have not remarried)" and inserting in lieu thereof "(if they have not remarried or, if they have remarried, they are divorced or legally separated from their husband or such husband is dead at the time preference is claimed)".

62 Stat. 3.
5 U. S. C., Supp. II,
§ 861 (6).

(b) Clause (6) of section 2 of such Act, as amended, is amended by striking out "(B) the mother was divorced or separated from the father of said ex-serviceman son or ex-servicewoman daughter, and (C) the mother has not remarried." and inserting in lieu thereof "(B) the mother was divorced or separated from the father of said ex-serviceman son or ex-servicewoman daughter, and (C) the mother has not remarried or, if she has remarried, she is divorced or legally separated from her husband or such husband is dead at the time preference is claimed."

Approved August 26, 1949.

[CHAPTER 516]

AN ACT

August 27, 1949
[S. 269]
[Public Law 270]

To discontinue divisions of the court in the district of Kansas.

Title 28, U. S. Code,
amendment.
62 Stat. 880.
28 U. S. C., Supp.
II, § 96.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 96 of title 28 of the United States Code is amended to read as follows:

"§ 96. Kansas

"Kansas constitutes one judicial district.

"Court shall be held at Kansas City, Leavenworth, Salina, Topeka, Hutchinson, Wichita, Dodge City, and Fort Scott."

Approved August 27, 1949.

[CHAPTER 517]

AN ACT

August 27, 1949
[H. R. 5086]
[Public Law 271]

To accord privileges of free importation to members of the armed forces of other nations, to grant certain extensions of time for tax purposes, and to facilitate tax administration.

Armed forces of
other nations.
Free importation
privileges.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) articles entered, or withdrawn from warehouse, for consumption in the United States, its Territories, or possessions for the official use of persons who

are on duty in the United States, its Territories, or possessions as members of the armed forces of any foreign country, or for the personal use of any such person or of any member of his immediate family, shall be admitted free of all duties and internal revenue taxes imposed upon or by reason of importation (including taxes imposed by sections 3350 and 3360 of the Internal Revenue Code) and of all customs charges and exactions: *Provided*, That if the Secretary of the Treasury shall find that any such foreign country does not accord similar treatment with respect to members of the armed forces of the United States or members of their immediate families, the privileges herein granted shall, after collectors of customs have been officially advised of such finding, be accorded with respect to members of the armed forces of such foreign country, or members of their immediate families, only to the extent that similar treatment is accorded by that country with respect to members of the armed forces of the United States or members of their immediate families.

(b) The exemptions from duties, taxes, charges, and exactions provided for by this section shall be subject to compliance with such regulations as the Secretary of the Treasury shall prescribe.

(c) This section shall be effective as to articles entered for consumption or withdrawn from warehouse for consumption on or after the day following the date of enactment of this Act.

53 Stat. 404, 405.
26 U. S. C. §§ 3350,
3360.
Reciprocal treat-
ment.

Exemptions from
duties, etc.

Effective date.

SEC. 2. EXTENSION OF TIME FOR CLAIMING REFUND WITH RESPECT TO WAR LOSSES.

The joint resolution of June 29, 1948 (Public Law 828, Eightieth Congress), is hereby amended by striking out "1949" wherever appearing therein and inserting in lieu thereof "1950".

62 Stat. 1102.
26 U. S. C., Supp.
II, § 127 note.

SEC. 3. EXTENSION OF TIME IN THE CASE OF DISCHARGE OF INDEBTEDNESS.

Section 22 (b) (9) and section 22 (b) (10) of the Internal Revenue Code are hereby amended by striking out "1949" and inserting in lieu thereof "1950".

53 Stat. 875; 56 Stat.
875; 61 Stat. 179.
26 U. S. C., Supp.
II, § 22b (9), (10).

SEC. 4. VERIFICATION OF RETURNS.

(a) Chapter 38 of the Internal Revenue Code is hereby amended by inserting at the end thereof the following new section:

53 Stat. 467.
26 U. S. C., §§ 3790-
3808; Supp. II, §§ 3804,
3805.

"SEC. 3809. VERIFICATION OF RETURNS; PENALTIES OF PERJURY.

"(a) **PENALTIES.**—Any person who willfully makes and subscribes any return, statement, or other document, which contains or is verified by a written declaration that it is made under the penalties of perjury, and which he does not believe to be true and correct as to every material matter, shall be guilty of a felony, and, upon conviction thereof, shall be fined not more than \$2,000 or imprisoned not more than five years, or both.

"(b) **SIGNATURE PRESUMED CORRECT.**—The fact that an individual's name is signed to a return, statement, or other document filed shall be prima facie evidence for all purposes that the return, statement, or other document was actually signed by him.

"(c) **VERIFICATION IN LIEU OF OATH.**—The Commissioner, under regulations prescribed by him with the approval of the Secretary, may require that any return, statement, or other document required to be filed under any provision of the internal revenue laws shall contain or be verified by a written declaration that it is made under the penalties of perjury, and such declaration shall be in lieu of any oath otherwise required."

53 Stat. 27, 63; 57 Stat. 138.
26 U. S. C. §§ 51 (d), 145 (c), 1630.
Applicability of amendments.

(b) Sections 51 (d), 145 (c), and 1630 of such code are hereby repealed.

(c) The amendments made by this section shall be applicable with respect to any return, statement, or document filed after the date of the enactment of this Act.

SEC. 5. REPORTS OF COMPENSATION.

53 Stat. 65.
26 U. S. C. § 148 (f).

Section 148 (f) of the Internal Revenue Code (relating to reports of compensation of corporate officers and employees exceeding \$75,000) is hereby repealed.

SEC. 6. FAILURE TO FILE RETURN OR PAY TAX.

57 Stat. 138.
26 U. S. C. §§ 1626(c), 1631.

Section 1626 (c) of the Internal Revenue Code is hereby repealed, and section 1631 of such code is hereby amended to read as follows:

"SEC. 1631. FAILURE OF EMPLOYER TO FILE RETURN OR PAY TAX.

"In case of a failure to make and file any return, or a failure to pay any tax, required by this chapter, or both, within the time prescribed by law or prescribed by the Commissioner in pursuance of law, unless it is shown that such failure is due to reasonable cause and not due to willful neglect, the addition to the tax shall not be less than \$5."

SEC. 7. RETURNS AND PAYMENT OF EXCISE TAXES.

53 Stat. 399.
26 U. S. C. § 3310.

(a) Section 3310 of the Internal Revenue Code (relating to returns and payment of tax) is hereby amended by adding at the end thereof the following new subsection:

"(f) DISCRETION ALLOWED COMMISSIONER.—

"(1) RETURNS AND PAYMENT OF TAX.—Notwithstanding any other provision of law relating to the filing of returns or payment of any tax imposed by chapter 9, 9A, 10, 12, 19, 21, 30, 32, subchapter A of chapter 25, or subchapter A of chapter 29, the Commissioner may by regulations approved by the Secretary prescribe the period for which the return for such tax shall be filed, the time for the filing of such return, the time for the payment of such tax, and the number of copies of the return required to be filed.

"(2) USE OF GOVERNMENT DEPOSITARIES.—The Secretary may authorize Federal Reserve banks, and incorporated banks or trust companies which are depositaries or financial agents of the United States, to receive any tax imposed by this title, in such manner, at such times, and under such conditions as he may prescribe; and he shall prescribe the manner, times, and conditions under which the receipt of such tax by such banks and trust companies is to be treated as payment of such tax to the collector."

(b) Section 8 of the Second Liberty Bond Act, as amended (31 U. S. C., sec. 771), is hereby amended by striking out "income and excess profits taxes" and inserting in lieu thereof "internal revenue taxes".

SEC. 8. DELEGATION OF ASSESSMENT AUTHORITY.

53 Stat. 442.
26 U. S. C. §§ 3640-3646.

Chapter 35 of the Internal Revenue Code is hereby amended by adding at the end thereof the following new section:

"SEC. 3647. DELEGATION OF ASSESSMENT AUTHORITY.

"The Commissioner, under regulations approved by the Secretary, is authorized to delegate to any officer or employee of the Bureau of

53 Stat. 175, 189, 205, 264, 421, 423, 288, 409;
54 Stat. 522; 55 Stat. 718.
26 U. S. C. §§ 1400-1632, 1650-1659, 1700-1724, 1800-1859, 2400-2411, 2470-2483, 3460-3475, 3490-3508, 2700-2713, 3400-3415; Supp. II, § 1400 *et seq.*
Ante, p. 30; *supra*.

40 Stat. 291.

Internal Revenue, including the field service, any authority, duty, or function which the Commissioner is authorized or required to exercise or perform under section 3640, 3641, or 3642."

53 Stat. 442.
26 U. S. C. §§ 3640-3642.

SEC. 9. CREDIT OR REFUND OF OVERPAYMENT OF TAX.

(a) Section 3770 (a) of the Internal Revenue Code is hereby amended by renumbering paragraph (5) as paragraph (6), and by amending paragraph (4) to read as follows:

53 Stat. 464; 57 Stat. 140.
26 U. S. C. § 3770 (a).

"(4) CREDIT OF OVERPAYMENT OF ONE CLASS OF TAX AGAINST ANOTHER CLASS OF TAX DUE.—Notwithstanding any provision of law to the contrary, the Commissioner may, in his discretion, in lieu of refunding an overpayment of tax imposed by any provision of this title, credit such overpayment against any tax due from the taxpayer under any other provision of this title.

"(5) DELEGATION OF AUTHORITY TO COLLECTORS TO MAKE REFUNDS.—The Commissioner, with the approval of the Secretary, is authorized to delegate to collectors any authority, duty, or function which the Commissioner is authorized or required to exercise or perform under paragraph (1), (2), (3), or (4) of this subsection, or under section 322 or 1027, where the amount involved (exclusive of interest, penalties, additions to the tax, and additional amounts) does not exceed \$10,000."

53 Stat. 91, 156.
26 U. S. C. §§ 322, 1027.

(b) Section 3772 of such code is hereby amended by adding at the end thereof the following new subsection:

53 Stat. 465.
26 U. S. C. § 3772.

"(e) CREDIT TREATED AS PAYMENT.—The credit of an overpayment of any tax in satisfaction of any tax liability shall, for the purpose of any suit for refund of such tax liability so satisfied, be deemed to be a payment in respect of such tax liability to the collector in office at the time such credit is allowed."

SEC. 10. REPORTS TO CONGRESS OF REFUNDS.

(a) Section 3776 of the Internal Revenue Code (relating to reports to Congress of refunds) is hereby repealed.

53 Stat. 466.
26 U. S. C. § 3776.

(b) Section 3777 of such code (relating to review of refunds and credits by the Joint Committee on Internal Revenue Taxation) is hereby amended by striking out "\$75,000" wherever appearing therein and inserting in lieu thereof "\$200,000".

53 Stat. 466.
26 U. S. C. § 3777.

SEC. 11. COLLECTORS' SALARIES.

Section 3944 (b) of the Internal Revenue Code (relating to adjustment and limit of collectors' salaries) is hereby amended to read as follows:

53 Stat. 481.
26 U. S. C. § 3944 (b).

"(b) ADJUSTMENT AND LIMIT OF SALARIES.—The salaries of collectors may be readjusted and increased under such regulations as may be prescribed by the Commissioner, subject to the approval of the Secretary, but no collector shall receive a salary in excess of the highest scheduled rate of compensation established by the Classification Act of 1923, as amended, or by any law hereafter enacted superseding such Act."

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II; § 662 *et seq.*
Post, p. 972.

SEC. 12. EXPENSES OF DETECTION OF FRAUDS.

Section 3792 of the Internal Revenue Code is hereby amended by inserting after the words "The Commissioner," the following "under regulations prescribed by him".

53 Stat. 467.
26 U. S. C. § 3792.

Approved August 27, 1949.

[CHAPTER 518]

AN ACT

August 29, 1949
[S. 1962]
[Public Law 272]

To amend the cotton and wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

Agricultural Ad-
justment Act of 1938,
amendments,
52 Stat. 56.
7 U. S. C. §§ 1342-
1350; Supp. II, § 1343
et seq.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 342 to 350, inclusive, of the Agricultural Adjustment Act of 1938, as amended, are amended to read as follows:

"NATIONAL MARKETING QUOTA

Proclamation.

"SEC. 342. Whenever during any calendar year the Secretary determines that the total supply of cotton for the marketing year beginning in such calendar year will exceed the normal supply for such marketing year, the Secretary shall proclaim such fact and a national marketing quota shall be in effect for the crop of cotton produced in the next calendar year. The Secretary shall also determine and specify in such proclamation the amount of the national marketing quota in terms of the number of bales of cotton (standard bales of five hundred pounds gross weight) adequate, together with (1) the estimated carry-over at the beginning of the marketing year which begins in the next calendar year and (2) the estimated imports during such marketing year, to make available a normal supply of cotton. The national marketing quota for any year shall be not less than ten million bales or one million bales less than the estimated domestic consumption plus exports of cotton for the marketing year ending in the calendar year in which such quota is proclaimed, whichever is smaller: *Provided*, That the national marketing quota for 1950 shall be not less than the number of bales required to provide a national acreage allotment of twenty-one million acres. Such proclamation shall be made not later than October 15 of the calendar year in which such determination is made.

Minimum quota.

Time limitation.

"REFERENDUM

Post, p. 1058.

Voting eligibility.

Proclamation of re-
sults; time limitation.

"SEC. 343. Not later than December 15 following the issuance of the marketing quota proclamation provided for in section 342, the Secretary shall conduct a referendum, by secret ballot, of farmers engaged in the production of cotton in the calendar year in which the referendum is held, to determine whether such farmers are in favor of or opposed to the quota so proclaimed: *Provided*, That if marketing quotas are proclaimed for the 1950 crop, farmers eligible to vote in the referendum held with respect to such crop shall be those farmers who were engaged in the production of cotton in the calendar year of 1948. If more than one-third of the farmers voting in the referendum oppose the national marketing quota, such quota shall become ineffective upon proclamation of the results of the referendum. The Secretary shall proclaim the results of any referendum held hereunder within thirty days after the date of such referendum.

"ACREAGE ALLOTMENTS

Supra.

Cotton.

"SEC. 344. (a) Whenever a national marketing quota is proclaimed under section 342, the Secretary shall determine and proclaim a national acreage allotment for the crop of cotton to be produced in the next calendar year. The national acreage allotment for cotton shall be that acreage, based upon the national average yield per acre of cotton for the five years immediately preceding the calendar year in which the national marketing quota is proclaimed, required to make available from such crop an amount of cotton equal to the national marketing quota.

"(b) The national acreage allotment for cotton for 1953 and subsequent years shall be apportioned to the States on the basis of the acreage planted to cotton (including the acreage regarded as having been planted to cotton under the provisions of Public Law 12, Seventy-ninth Congress) during the five calendar years immediately preceding the calendar year in which the national marketing quota is proclaimed, with adjustments for abnormal weather conditions during such period.

State apportionment, 1953.

59 Stat. 9.
7 U. S. C. §§ 1334,
1344, 1358 notes.

"(c) The national acreage allotments for cotton for the years 1950 and 1951 shall be apportioned to the States on the basis of a national acreage allotment base of twenty-two million five hundred thousand acres, computed and adjusted as follows:

State apportionment, 1950-1951.

"(1) The average of the planted acreages (including acreage regarded as planted under the provisions of Public Law 12, Seventy-ninth Congress) in the States for the years 1945, 1946, 1947, and 1948 shall constitute the national base; except that in the case of any State having a 1948 planted cotton acreage of over one million acres and less than 50 per centum of the 1943 allotment, the average of the acreage planted (or regarded as planted under Public Law 12, Seventy-ninth Congress) for the years 1944, 1945, 1946, 1947, and 1948 shall constitute the base for such State and shall be included in computing the national base; to this is to be added (A) the estimated additional acreage for each State required for small-farm allotments under subsection (f) (1) of this section; (B) the acreage required as a result of the State adjustment provisions of paragraph (2) of this subsection; (C) the additional acreage required to determine a total national allotment base of twenty-two million five hundred thousand acres, which additional acreage shall be distributed on a proportionate basis among States receiving no adjustment under paragraph (2) of this subsection.

Computation and adjustment of allotment base.

59 Stat. 9.
7 U. S. C. §§ 1334,
1344, 1358 notes.

"(2) Notwithstanding the provisions of paragraph (1) of this subsection, the acreage allotment base for 1950 and 1951 for any State (on the basis of a national acreage allotment base of twenty-two million five hundred thousand acres) shall not be less than the larger of (1) 95 per centum of the average acreage actually planted to cotton in the State during the years 1947 and 1948, or (2) 85 per centum of the acreage planted to cotton in the State in 1948.

"(3) If the national acreage allotment for 1950 or 1951 is more or less than twenty-two million five hundred thousand acres, horizontal adjustments shall be made percentagewise by States so as to reflect the ratio of the national acreage allotment for 1950 and 1951 to twenty-two million five hundred thousand acres.

"(d) The national acreage allotment for cotton for 1952 shall be apportioned to States on the basis of the acreage planted to cotton (including the acreage regarded as having been planted to cotton under the provisions of Public Law 12, Seventy-ninth Congress) during the years 1946, 1947, 1948, and 1950, with adjustments for abnormal weather conditions during such period.

State apportionment, 1952.

59 Stat. 9.
7 U. S. C. §§ 1334,
1344, 1358 notes.

"(e) The State acreage allotment for cotton shall be apportioned to counties on the same basis as to years and conditions as is applicable to the State under subsections (b), (c), and (d) of this section: *Provided*, That the State committee may reserve not to exceed 10 per centum of its State acreage allotment (15 per centum if the State's 1948 planted acreage was in excess of one million acres and less than half its 1943 allotment) which shall be used to make adjustments in county allotments for trends in acreage, for counties adversely affected by abnormal conditions affecting plantings, or for small or new farms.

County apportionment.

"(f) The county acreage allotment, less not to exceed the percentage provided for in paragraph 3 of this subsection, shall be apportioned to farms on which cotton has been planted (or regarded as having

Farm apportionment.

59 Stat. 9.
7 U. S. C. §§ 1334,
1344, 1358 notes.

Basis of apportion-
ment.

59 Stat. 9.
7 U. S. C. §§ 1334,
1344, 1358 notes.

Restriction.

59 Stat. 9.
7 U. S. C. §§ 1334,
1344, 1358 notes.

Reservations by lo-
cal committees.
Post, p. 1062.

Ante, p. 671.

59 Stat. 9.
7 U. S. C. §§ 1334,
1344, 1358 notes.

Ante, p. 17.

Consideration of
conditions in appor-
tioning allotments.

been planted under the provisions of Public Law 12, Seventy-ninth Congress) in any one of the three years immediately preceding the year for which such allotment is determined on the following basis:

"(1) There shall be allotted the smaller of the following: (A) five acres; or (B) the highest number of acres planted (or regarded as planted under Public Law 12, Seventy-ninth Congress) to cotton in any year of such three-year period.

"(2) The remainder shall be allotted to farms other than farms to which an allotment has been made under paragraph (1) (B) so that the allotment to each farm under this paragraph together with the amount of the allotment to such farm under paragraph (1) (A) shall be a prescribed percentage (which percentage shall be the same for all such farms in the county or administrative area) of the acreage, during the preceding year, on the farm which is tilled annually or in regular rotation, excluding from such acreages the acres devoted to the production of sugarcane for sugar; sugar beets for sugar; wheat, tobacco, or rice for market; peanuts picked and threshed; wheat or rice for feeding to livestock for market; or lands determined to be devoted primarily to orchards or vineyards, and nonirrigated lands in irrigated areas: *Provided, however*, That if a farm would be allotted under this paragraph an acreage together with the amount of the allotment to such farm under paragraph (1) (A) in excess of the largest acreage planted (and regarded as planted under Public Law 12, Seventy-ninth Congress) to cotton during any of the preceding three years, the acreage allotment for such farm shall not exceed such largest acreage so planted (and regarded as planted under Public Law 12, Seventy-ninth Congress) in any such year.

"(3) The county committee may reserve not in excess of 10 per centum of the county allotment (15 per centum if the State's 1948 planted cotton acreage was in excess of one million acres and less than half its 1943 allotment) which, in addition to the acreage made available under the proviso in subsection (e), shall be used for (A) establishing allotments for farms on which cotton was not planted (or regarded as planted under Public Law 12, Seventy-ninth Congress) during any of the three calendar years immediately preceding the year for which the allotment is made, on the basis of land, labor, and equipment available for the production of cotton, crop-rotation practices, and the soil and other physical facilities affecting the production of cotton; and (B) making adjustments of the farm acreage allotments established under paragraphs (1) and (2) of this subsection so as to establish allotments which are fair and reasonable in relation to the factors set forth in this paragraph and abnormal conditions of production on such farms: *Provided*, That not less than 30 per centum of the acreage reserved under this subsection shall, to the extent required, be allotted, upon such basis as the Secretary deems fair and reasonable to farms (other than farms to which an allotment has been made under subsection (f) (1) (B)), if any, to which an allotment of not exceeding fifteen acres may be made under other provisions of this subsection.

"(g) Notwithstanding the foregoing provisions of this section—

"(1) State, county, and farm acreage allotments and yields for cotton shall be established in conformity with Public Law 28, Eighty-first Congress.

"(2) In apportioning the county allotment among the farms within the county, the Secretary, through the local committees, shall take into consideration different conditions within separate administrative areas within a county if any exist, including types, kinds, and productivity of the soil so as to prevent discrimination among the administrative areas of the county.

"(3) For any farm on which the acreage planted to cotton in any year is less than the farm acreage allotment for such year by not more than the larger of 10 per centum of the allotment or one acre, an acreage equal to the farm acreage allotment shall be deemed to be the acreage planted to cotton on such farm, and the additional acreage added to the cotton acreage history for the farm shall be added to the cotton acreage history for the county and State.

"(h) Notwithstanding any other provision of this section, the county committee, upon application by the owner or operator of the farm, (1) may establish an allotment for any cotton farm acquired in 1940 or thereafter for nonfarming purposes by the United States or any State or agency thereof which has been returned to agricultural production but which is not eligible for an allotment under paragraph (1) or (2) of subsection (f) of this section, and (2) shall establish an allotment for any farm within the State owned or operated by the person from whom a cotton farm was acquired in such State in 1940 or thereafter for a governmental or other public purpose: *Provided*, That no allotment shall be established for any such farm unless application therefor is filed within three years after acquisition of such farm by the applicant or within three years after the enactment of this Act, whichever period is longer: *And provided further*, That no person shall be entitled to receive an allotment under both (1) and (2) of this subsection. The allotment so made for any such farm shall compare with the allotments established for other farms in the same area which are similar, taking into consideration the acreage allotment, if any, of the farm so acquired, the land, labor, and equipment available for the production of cotton, crop rotation practices, and the soil and other physical facilities affecting the production of cotton. Except to the extent that the production on any such farm has contributed to the county and State allotments, any allotment established pursuant to this subsection shall be in addition to the acreage allotments otherwise established for the county and State under this Act, and the production from the additional acreage so allotted shall be in addition to the national marketing quota.

"(i) Notwithstanding any other provision of this Act, any acreage planted to cotton in excess of the farm acreage allotment shall not be taken into account in establishing State, county, and farm acreage allotments.

"(j) Notwithstanding any other provision of this Act, State and county committees shall make available for inspection by owners or operators of farms receiving cotton acreage allotments all records pertaining to cotton acreage allotments and marketing quotas.

"(k) Notwithstanding any other provision of this section except subsection (g) (1), there shall be allotted to each State for which an allotment is made under this section not less than the smaller of (A) four thousand acres or (B) the highest acreage planted to cotton in any one of the three calendar years immediately preceding the year for which the allotment is made.

"(l) Notwithstanding any other provision of law, the Secretary, in administering the provisions of Public Law 12, Seventy-ninth Congress, as it relates to war crops, shall carry out the provisions of such Act in the following manner:

"(i) A survey shall be conducted of every farm which had a 1942 cotton acreage allotment, and of such other farms as the Secretary considers necessary in the administration of Public Law 12. This survey shall obtain for each farm the most accurate information possible on (a) the total acreage in cultivation, and (b) the acreage of individual crops planted on each farm in the years 1941, 1945, 1946, and 1947.

Establishment of allotments for farm acquired in 1940 or later.

Ante, p. 672.

Filing of application.

Restriction.

Excess acreage.

Availability of records.

Minimum State allotment.
Ante, p. 672.

59 Stat. 9.
7 U. S. C. §§ 1334, 1344, 1358 notes.
Survey.

59 Stat. 9.
7 U. S. C. §§ 1334, 1344, 1358 notes.

Farm eligible for war-crop credit.

Cotton credit in addition to actual acreage.

Determination of credits.

59 Stat. 9.
7 U. S. C. §§ 1334,
1344, 1358 notes.

"(ii) An eligible farm for war-crop credit shall be a farm on which (a) the cotton acreage on the farm in 1945, 1946, or 1947, was reduced below the cotton acreage planted on the farm in 1941; (b) the war-crop acreage on the farm in 1945, 1946, or 1947, was increased above the war-crop acreage on the farm in 1941; and (c) the farm had a cotton acreage allotment in 1942.

"(iii) A farm shall be regarded as having planted cotton (in addition to the actual acreage planted to cotton) to the extent of the lesser of (a) the reduction in cotton acreage for each of the years 1945, 1946, and 1947, below the acreage planted to cotton in 1941, or (b) the increase in war crops for each of the years 1945, 1946, and 1947, above that planted to such war crops in 1941. However, the county committee may be given the discretion to adjust such war-crop credit when the county committee determines that the reduction in cotton acreage was not related to an increase in war crops, but the adjustment shall be made only after consultation with the producer.

"(iv) The Secretary, using the best information obtainable, and working with and through the State and county committees, shall use whatever means necessary to make an accurate determination of the credits due each individual farm, under Public Law 12.

"(v) The total of the war-crop credits due the individual farms in each county shall be credited to the county and the total of the war-crop credits due all of the counties in a State shall be credited to the State.

"(vi) The acreage credited to States, counties, and farms for the years 1945, 1946, or 1947, because of war crops, shall be taken into full account in the determination and distribution of cotton acreage allotments on a national, State, county, and farm basis.

"FARM MARKETING QUOTAS

Post, p. 1058.

Farm marketing excess.

"SEC. 345. The farm marketing quota for any crop of cotton shall be the actual production of the acreage planted to cotton on the farm less the farm marketing excess. The farm marketing excess shall be the normal production of that acreage planted to cotton on the farm which is in excess of the farm acreage allotment: *Provided*, That such farm marketing excess shall not be larger than the amount by which the actual production of cotton on the farm exceeds the normal production of the farm acreage allotment, if the producer establishes such actual production to the satisfaction of the Secretary.

"PENALTIES

"SEC. 346. (a) Whenever farm marketing quotas are in effect with respect to any crop of cotton, the producer shall be subject to a penalty on the farm marketing excess at a rate per pound equal to 50 per centum of the parity price per pound for cotton as of June 15 of the calendar year in which such crop is produced.

Computation.

"(b) The farm marketing excess of cotton shall be regarded as available for marketing and the amount of penalty shall be computed upon the normal production of the acreage on the farm planted to cotton in excess of the farm acreage allotment. If a downward adjustment in the amount of the farm marketing excess is made pursuant to the proviso in section 345, the difference between the amount of the penalty computed upon the farm marketing excess before such adjustment and as computed upon the adjusted farm marketing excess shall be returned to or allowed the producer.

Supra.

Liability.

"(c) The person liable for payment or collection of the penalty shall be liable also for interest thereon at the rate of 6 per centum per

annum from the date the penalty becomes due until the date of payment of such penalty.

"(d) Until the penalty on the farm marketing excess is paid, all cotton produced on the farm and marketed by the producer shall be subject to the penalty provided by this section and a lien on the entire crop of cotton produced on the farm shall be in effect in favor of the United States.

Lien by U. S.

"LONG-STAPLE COTTON

"SEC. 347. (a) Except as otherwise provided by this section, the provisions of this Part shall not apply (1) to cotton the staple of which is one and one-half inches or more in length or (2) to extra long staple cotton designated by the Secretary which is produced from pure strain varieties of American Egyptian, Sea Island or other similar types of extra long staple cotton having characteristics needed for various end uses for which American upland cotton is not suitable and when such varieties are produced in designated irrigated cotton-growing regions of the United States or other areas designated by the Secretary as suitable for the production of such varieties. The exemptions authorized by this subsection shall not apply to any such cotton unless ginned on a roller-type gin.

Exemptions.

"(b) Whenever during any calendar year not later than October 15, the Secretary determines that the total supply of cotton of any one or more of the varieties covered by this section for the marketing year beginning in such calendar year will exceed the normal supply for such marketing year by more than 8 per centum, the Secretary shall proclaim such fact and a national marketing quota shall be in effect with respect to such variety or varieties of cotton during the marketing year beginning in the next calendar year.

Marketing quota proclamation.

"The Secretary shall also determine and specify in such marketing quota proclamation the amount of the national marketing quota in terms of the quantity of such extra long staple cotton adequate, together with (1) the estimated carryover at the beginning of the marketing year which begins in the next calendar year and (2) the estimated imports during such marketing year, to make available a normal supply of such cotton. All provisions of this Act relating to marketing quotas and acreage allotments for cotton shall, insofar as applicable, apply to marketing quotas and acreage allotments for such extra long staple cotton.

"INELIGIBILITY FOR PAYMENTS

"SEC. 348 (a). Any person who knowingly plants cotton on his farm in any year in excess of the farm acreage allotment for cotton for the farm for such year under section 344 shall not be eligible for any payment for such year under the Soil Conservation and Domestic Allotment Act, as amended.

Ante, p. 670.

"(b) All persons applying for any payment of money under the Soil Conservation and Domestic Allotment Act, as amended, with respect to any farm located in a county in which cotton has been planted during the year for which such payment is offered, shall file with the application a statement that the applicant has not knowingly planted, during the current year, cotton on land on his farm in excess of the acreage allotted to the farm under section 344 for such year."

49 Stat. 163.
16 U. S. C. §§ 590a-590g; Supp. II, § 590e-1 *et seq.*

SEC. 2. (a) Section 301 of the Agricultural Adjustment Act of 1938, as amended, is amended as follows:

Ante, p. 670.

(1) Subsection (b) (3) (B) is amended to read: "'Carry-over' of cotton for any marketing year shall be the quantity of cotton on hand in the United States at the beginning of such marketing year, not including any part of the crop which was produced in the United States during the calendar year then current."

52 Stat. 38.
7 U. S. C. § 1301; Supp. II, § 1301.
Post, pp. 1056, 1057, 1058, 1062.
52 Stat. 39.
7 U. S. C., Supp. II, § 1301 (b) (3) (B).
"Carry-over."

52 Stat. 41.
7 U. S. C., Supp. II,
§ 1301 (b) (10).
Post, p. 1057.

"Normal supply."

52 Stat. 42.
7 U. S. C., Supp. II,
§ 1301 (b) (16).
Post, p. 1058.

"Total supply."

52 Stat. 65.
7 U. S. C. § 1374.

Measurement prior
to planting.

Remeasurement.

52 Stat. 62.
7 U. S. C. § 1362.

Notice of allotment.

Standard grade.

55 Stat. 205.
7 U. S. C. §§ 1330 (9),
1340 (9).

55 Stat. 89.
7 U. S. C. § 1358 (c).
Peanuts.
State acreage allot-
ments.

Minimum allot-
ment.

(2) Subsection (b) (10) is amended (i) by deleting from subparagraph (A) the word "cotton" where it first appears and the language "40 per centum in the case of cotton" and (ii) by adding a new subparagraph (C) as follows:

"(C) The 'normal supply' of cotton for any marketing year shall be the estimated domestic consumption of cotton for the marketing year for which such normal supply is being determined, plus the estimated exports of cotton for such marketing year, plus 30 per centum of the sum of such consumption and exports as an allowance for carry-over."

(3) Subsection (b) (16) is amended by (i) striking from subparagraph (A) the word "cotton" and (ii) by adding a new subparagraph (C) as follows:

"(C) 'Total supply' of cotton for any marketing year shall be the carry-over at the beginning of such marketing year, plus the estimated production of cotton in the United States during the calendar year in which such marketing year begins and the estimated imports of cotton into the United States during such marketing year."

(b) Section 374 of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting "(a)" before the first paragraph and by adding the following new paragraph:

"(b) With respect to cotton, the Secretary, upon such terms and conditions as he may by regulation prescribe, shall provide, through the county and local committees for the measurement prior to planting of an acreage on the farm equal to the farm acreage allotment if so requested by the farm operator, and any farm on which the acreage planted to cotton does not exceed such measured acreage shall be deemed to be in compliance with the farm acreage allotment. The Secretary shall similarly provide for the remeasurement upon request by the farm operator of the acreage planted to cotton on the farm, but the operator shall be required to reimburse the local committee for the expense of such remeasurement if the planted acreage is found to be in excess of the allotted acreage. If the acreage determined to be planted to cotton on the farm is in excess of the farm acreage allotment, the Secretary shall by appropriate regulation provide for a reasonable time within which such planted acreage may be adjusted to the farm acreage allotment."

(c) Section 362 of the Agricultural Adjustment Act of 1938, as amended, is amended by adding at the end thereof the following:

"Notice of the farm acreage allotment established for each farm shown by the records of the county committee to be entitled to such allotment shall insofar as practicable be mailed to the farm operator in sufficient time to be received prior to the date of the referendum."

SEC. 3. (a) Notwithstanding any other provision of law, Middling seven-eighths inch cotton shall be the standard grade for purposes of parity and price support.

(b) Paragraph (9) of Public Law 74, Seventy-seventh Congress, is amended by striking out "cotton and".

SEC. 4. Subsection (c) of section 358 of the Agricultural Adjustment Act of 1938, as amended, is amended to read as follows:

"(c) The national acreage allotment shall be apportioned among the States on the basis of the average acreage of peanuts harvested for nuts in the State in the five years preceding the year in which the national allotment is determined, with adjustments for trends, abnormal conditions of production, and the State peanut acreage allotment for the crop immediately preceding the crop for which the allotment hereunder is established: *Provided*, That the allotment established for any State shall be not less than (1) the allotment established for such State for the crop produced in the calendar year 1941,

or (2) 60 per centum of the acreage of peanuts harvested for nuts in the calendar year 1948, whichever is larger: *Provided further*, That if the national acreage allotment in any year is less than two million one hundred thousand acres, then the allotment for each State after being calculated as hereinabove provided shall be reduced by the same percentage as the State allotment (as so calculated) bears to the national allotment: *And provided further*, That the national acreage allotment for the crop year 1950 shall be not less than two million one hundred thousand acres."

SEC. 5. Notwithstanding any other provision of law, the farm acreage allotment of wheat for the 1950 crop for any farm shall not be less than the larger of—

(A) 50 per centum of—

(1) the acreage on the farm seeded for the production of wheat in 1949, and

(2) any other acreage seeded for the production of wheat in 1948 which was fallowed and from which no crop was harvested in the calendar year 1949, or

(B) 50 per centum of—

(1) the acreage on the farm seeded for the production of wheat in 1948, and

(2) any other acreage seeded for the production of wheat in 1947 which was fallowed and from which no crop was harvested in the calendar year 1948,

adjusted in the same ratio as the national average seedings for the production of wheat during the ten calendar years 1939–1948 (adjusted as provided by the Agricultural Adjustment Act of 1938, as amended) bears to the national acreage allotment for wheat for the 1950 crop: *Provided*, That no acreage shall be included under (A) or (B) which the Secretary, by appropriate regulations, determines will become an undue erosion hazard under continued farming. To the extent that the allotment to any county is insufficient to provide for such minimum farm allotments, the Secretary shall allot such county such additional acreage (which shall be in addition to the county, State, and national acreage allotments otherwise provided for under the Agricultural Adjustment Act of 1938, as amended) as may be necessary in order to provide for such minimum farm allotments.

Approved August 29, 1949.

Reduction.

Minimum allotment, 1950.

Wheat.
Minimum allotment, 1950.

52 Stat. 38.
7 U. S. C. § 1301 *et seq.*; Supp. II, § 1301 *et seq.*
Post, pp. 1056–1062.

Additional acreage to county.

[CHAPTER 519]

AN ACT

To authorize the construction, operation, and maintenance of the Weber Basin reclamation project, Utah.

August 29, 1949

[S. 2391]

[Public Law 273]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior, through the Bureau of Reclamation, is hereby authorized to construct, operate, and maintain the Weber Basin project to consist of reservoirs, irrigation and drainage works, power plants, transmission lines, and similar works in and near Morgan, Davis, Summit, and Weber Counties, Utah, for the purposes of supplying irrigation water to lands, both new and presently irrigated; supplying municipal, industrial, and domestic water; controlling floods; and generating and selling electric energy to help meet the short supply of power in the area and as a means of making the whole project self-supporting and financially solvent; and for other beneficial purposes (including, but without limitation, the control and catchment

Weber Basin project, Utah.
Construction, operation, etc.

of silt, improvement of the general quality of the water, the preservation and propagation of fish and wildlife, and the provision and improvement of recreational facilities), at an estimated cost of \$69,500,000, all in substantial accord with the recommendations made in that certain report, dated July 15, 1949, of the regional director, region IV, Bureau of Reclamation, entitled "Weber Basin project, Utah".

Apportionment of costs.

SEC. 2. The Secretary is authorized to apportion equitably the costs of constructing, operating, and maintaining (including therein reasonable provision for replacement) the project works herein authorized between, on the one hand, their flood control, recreational, and fish and wildlife purposes and, on the other hand, their irrigation, power, municipal, and other water-supply purposes. The former allocations shall be nonreimbursable and nonreturnable. The latter allocations shall be reimbursable and returnable: *Provided*, That general repayment obligations undertaken pursuant to subsections (c) and (d) of section 9 of the Reclamation Act of 1939 may extend over a period not exceeding sixty years.

Repayment period.

53 Stat. 1194.
43 U. S. C. § 485h
(e), (d).
Establishment of organization.

SEC. 3. As a condition precedent to construction of any of the irrigation or drainage works herein authorized, there shall be established an organization in the State of Utah with powers satisfactory to the Secretary, including the power to tax property both real and personal within its boundaries and the power to enter into a contract or contracts with the United States for payment of reimbursable costs allocated to irrigation, municipal water supply, and other miscellaneous purposes.

43 U. S. C. § 372 *et seq.*

SEC. 4. This Act shall be a supplement to the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto), the provisions whereof shall govern the construction, operation, and maintenance of the Weber Basin project except as otherwise herein provided.

Appropriation authorized.

SEC. 5. There are hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, such sums as may be required to carry out the purposes of this Act.

Approved August 29, 1949.

[CHAPTER 520]

AN ACT

To amend title II of the Civil Aeronautics Act of 1938, as amended.

August 30, 1949

[H. R. 781]

[Public Law 274]

Civil Aeronautics Act of 1938, amendment.
52 Stat. 980.
49 U. S. C. §§ 421-426; Supp. II, § 421 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title II of the Civil Aeronautics Act of 1938, as amended, is amended by adding at the end thereof a new section as follows:

"SUPPLIES AND MATERIALS FOR ALASKA

"SEC. 207. When appropriations for any fiscal year for the Civil Aeronautics Administration have not been made prior to the first day of March preceding the beginning of such fiscal year, the Administrator of Civil Aeronautics may authorize such officer or officers as may be designated by him to incur obligations for the purchase and transportation of supplies and materials necessary to the proper execution of the Administration's functions in Alaska in amounts not to exceed 75 per centum of the amount that had been made available for such purposes for the fiscal year then current, payments of these obligations to be made from the appropriations for the next succeeding fiscal year when they become available."

Approved August 30, 1949.

[CHAPTER 521]

AN ACT

To authorize the sale of public lands in Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That public lands in Alaska not within national parks or monuments, national forests, Indian lands, and military reservations, which have been classified by the Secretary of the Interior as suitable for industrial or commercial purposes, including the construction of housing, may be sold by him at public auction, after giving not less than thirty days' notice of such intended sale in a newspaper of general circulation in Alaska, in tracts not to exceed one hundred and sixty acres in the aggregate, to any bidder who furnishes proof satisfactory to the Secretary that such bidder has the bona fide intention and the means to develop the tract for such use: *Provided*, That withdrawn or reserved lands may be disposed of under this Act only with the consent of any department or agency having administrative jurisdiction over such lands.

SEC. 2. No sale shall be made for less than the appraised price of the land and the cost of making any survey to properly describe the land sold.

SEC. 3. There shall be issued to each purchaser of land under this Act a certificate of purchase. Within three years after issuance of such certificate, upon proof supported by affidavits of two disinterested persons that the purchaser has used the land for the purpose for which it was classified for sale for a period of not less than six months, a patent in fee shall be issued. Patents under this Act shall issue only after survey, and shall contain a reservation to the United States of all minerals in the lands patented, together with the right to prospect for, mine, and remove the minerals, and such other reservations as may be necessary and proper: *Provided*, That, notwithstanding the provisions of any Act of Congress to the contrary, any person who hereafter prospects for, mines, or removes any minerals from any land disposed of under this Act shall be liable for any damage that may be caused to the value of the land and tangible improvements thereon by such prospecting for, mining, or removal of minerals. Nothing in this section shall be construed to impair any vested right in existence on the effective date of this section.

SEC. 4. This Act shall not affect any existing valid rights. The Act of May 14, 1898 (48 U. S. C., secs. 371 and 462), as amended, creating shore space reserves, shall not apply to nor limit the operation of this Act.

SEC. 5. The Secretary of the Interior may make such rules and regulations as may be necessary and proper to provide for the development, under applicable law, of minerals reserved to the United States, to provide appropriate notice of and method of conducting sales, to prevent speculation, to promote the orderly development of lands in Alaska, to provide protection and compensation for damages from mining activities to the surface and improvements thereon, and to carry out any of the other purposes of this Act.

Approved August 30, 1949.

[CHAPTER 522]

AN ACT

To authorize the addition of certain lands to the Big Bend National Park, in the State of Texas, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to acquire, in such manner as he shall

August 30, 1949

[H. R. 2859]

[Public Law 275]

Alaska.
Sale of public lands.

Sale price.

Certificate of purchase.
Patent in fee.

Rights reserved to U. S.

Liability.

30 Stat. 409, 413.

Rules and regulations.

August 30, 1949

[H. R. 2877]

[Public Law 276]

Big Bend National Park, Tex.
Additional land.

Cost limitation.

consider to be in the public interest, any land or interests in land situated within sections 15, 22, 27, 34, block 234, Brewster County, Texas, which he shall consider to be suitable for addition to the Big Bend National Park: *Provided, however*, That the aggregate cost to the Federal Government of properties acquired hereafter and under the provisions hereof shall not exceed the sum of \$10,000. Properties acquired pursuant to this Act shall become a part of the park upon acquisition of title thereto by the United States.

Approved August 30, 1949.

[CHAPTER 523]

AN ACT

August 30, 1949

[H. R. 4498]

[Public Law 277]

To amend section 6 of the Act of April 15, 1938, to expedite the carriage of mail by granting additional authority to the Postmaster General to award contracts for the transportation of mail by aircraft upon star routes.

Postal Service.

52 Stat. 219.

Star route air-mail service.

Laws, etc., applicable to contracts.

Nonapplicability.

52 Stat. 987.
49 U. S. C. §§ 481-496; Supp. II, § 481 note.
52 Stat. 1000.
49 U. S. C. §§ 487-489, 492-494, 496.
39 U. S. C. §§ 488a, 488b.

52 Stat. 973.
49 U. S. C. § 401 et seq.; Supp. II, § 401 et seq.
Ante, pp. 480, 678.
Cancellation of contract.

Requirements of bidder.

"State."

Publication in Federal Register.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act entitled "An Act to provide for experimental air-mail services to further develop safety, efficiency, and economy, and for other purposes", approved April 15, 1938 (39 U. S. C. 470), is hereby amended to read as follows:

"SEC. 6. (a) Whenever he shall find it to be in the public interest, because of the nature of the terrain, or the impracticability or inadequacy of surface transportation, and where the cost thereof is reasonably compatible with the service to be provided, the Postmaster General may award contracts for the transportation by aircraft upon star routes of any or all classes of mail (including but not limited to air mail and air parcel post), payment for such service to be made from the appropriation for inland transportation by star routes: *Provided*, That all laws and regulations not in conflict with this section governing star routes shall be applicable to contracts made under the authority of this section: *Provided further*, That the provisions of title IV of the Civil Aeronautics Act of 1938, approved June 23, 1938 (52 Stat. 973), as amended other than sections 407, 408, 409, 412, 413, 414, and 416 thereof shall not apply to the transportation of mail under this section: *Provided further*, That prior to advertising for bids for the transportation of mail by aircraft on any star route, except as authorized by the Act of October 14, 1940 (54 Stat. 1175), entitled 'An Act authorizing special arrangements in the transportation of mail within the Territory of Alaska,' the Postmaster General shall obtain from the Civil Aeronautics Board a certification that the proposed route does not conflict with the development of air transportation as contemplated under the Civil Aeronautics Act of 1938, as amended: *Provided further*, That any such contract made under authority of this section shall be canceled upon the issuance by the Civil Aeronautics Board of an authorization under title IV of the Civil Aeronautics Act of 1938, as amended, to any air carrier to engage in the transportation of mail by aircraft between any of the points named in such contract: *And provided further*, That no bid for a contract under this section shall be considered unless the bidder is a resident of or qualified to do business as a common carrier by air in a State within which one or more points to be served under such proposed contract are located. As used in this section, the term 'State' includes the several States, the Territories of Alaska and Hawaii, and the District of Columbia.

"(b) Upon receipt of a request from the Postmaster General for the certification required in subsection (a) above, the Civil Aeronautics Board shall promptly publish in the Federal Register, and send to such persons as the Board may by regulation determine, a

notice describing the proposed air star route. After giving notice pursuant to this subsection, the Board shall afford interested persons a reasonable opportunity to submit written data, views or arguments with or without opportunity to present the same orally in any manner. The Board shall give due consideration to all relevant matter presented and, not less than thirty days after notice is given, except in any situation in which it for good cause finds (and incorporates the finding and a brief statement of the reasons therefor in its order granting certification) that such period of advance notice is impracticable, unnecessary or contrary to the public interest, shall grant the requested certification upon finding that the proposed route does not conflict with the development of air transportation as contemplated under the Civil Aeronautics Act of 1938, as amended."

Approved August 30, 1949.

52 Stat. 973.
49 U. S. C. § 401 *et seq.*; Supp. II, § 401 *et seq.*
Ante, pp. 480, 678.

[CHAPTER 524]

JOINT RESOLUTION

To amend the National Housing Act, as amended.

August 30, 1949
[S. J. Res. 109]
[Public Law 278]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the National Housing Act, as amended, is hereby amended—

(1) by striking out of the first sentence of section 2 (a) "September 1, 1949" and inserting in lieu thereof "November 1, 1949".

(2) by striking out of the proviso in section 203 (a) "\$5,300,000,000" and inserting in lieu thereof "\$5,500,000,000" and by striking out of such proviso "\$5,500,000,000" and inserting in lieu thereof "\$6,000,000,000".

(3) by striking out of the second proviso in section 603 (a) "August 31, 1949" in each place where it appears therein and inserting in lieu thereof "October 31, 1949".

Approved August 30, 1949.

49 Stat. 1187.
12 U. S. C., Supp. II, § 1703 (a).
Ante, p. 421; *post*, p. 905.
48 Stat. 1248.
12 U. S. C. § 1709 (a).
Ante, p. 421; *post*, p. 905.

55 Stat. 56.
12 U. S. C., Supp. II, § 1738 (a).
Ante, pp. 29, 421; *post*, p. 905.

[CHAPTER 525]

AN ACT

To transfer from the Administrator of Veterans' Affairs to the Attorney General of the United States for the use of the Bureau of Prisons, a certain tract of land located at Chillicothe, Ohio.

August 31, 1949
[S. 1859]
[Public Law 279]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described tract of land containing approximately three hundred seventy-nine and one-tenth acres, more or less, including improvements, if any, now under control of the Administrator of Veterans' Affairs, is hereby transferred to the possession, control, and jurisdiction of the Attorney General of the United States for the use of the Bureau of Prisons:

A plot of ground being at the western boundary of the United States Veterans' Administration Hospital holdings in Ross County, Ohio, and starting at U. S. Monument 168 thence south seventy-eight degrees two minutes forty-four seconds west for a distance of six hundred seventy-four and thirty one-hundredths feet to U. S. Monument 169, thence south eighty-two degrees two minutes thirty-two seconds west for a distance of two thousand three hundred twenty-eight and three one-hundredths feet to U. S. Monument 175, thence north forty-two degrees fifty-six minutes thirty-six seconds west for a distance of one thousand nine hundred eighty and sixty-five one-hundredths feet to U. S. Monument 178, thence north thirty-four degrees six minutes forty-three seconds east for a distance of one thousand seventy-seven

Bureau of Prisons.
Conveyance.

and thirty-five one-hundredths feet to U. S. Monument 180, thence north sixty-seven degrees ten minutes forty-two seconds west for a distance of six hundred and fourteen feet to U. S. Monument 182, thence north seventy-seven degrees fifty-seven minutes thirty-eight seconds east for a distance of one thousand three hundred twelve and seventy one-hundredths feet to U. S. Monument 184, thence north ten degrees nineteen minutes thirty-two seconds west for a distance of eight hundred fifty-nine and six one-hundredths feet to U. S. Monument 186, thence north eleven degrees forty-eight minutes twenty seconds west for a distance of five hundred seventy and twenty-one one-hundredths feet to U. S. Monument 188, thence north eleven degrees twenty-one minutes fifty-eight seconds west for a distance of one thousand seven hundred seventy and eighty-seven one-hundredths feet to U. S. Monument 190, thence north sixty-eight degrees twenty-eight minutes fifty-two seconds east for a distance of two thousand four hundred fifty-one and eighty one-hundredths feet to U. S. Monument 193, thence on a bearing of north twelve degrees twelve minutes forty-seven seconds west in a southeasterly direction for approximately six thousand six hundred and thirteen feet to point of beginning, said tract now being occupied and used by the Federal Reformatory at Chillicothe, Ohio, and being a portion of the land described in a permit dated March 20, 1928, executed by Frank T. Hines, Director, United States Veterans' Bureau, in favor of the aforesaid Bureau of Prisons.

SEC. 2. The transfer provided for in this Act shall be effected without reimbursement or transfer of funds.

Approved August 31, 1949.

[CHAPTER 529]

AN ACT

September 1, 1949
[S. 1647]
[Public Law 280]

To eliminate premium payments in the purchase of Government royalty oil under existing contracts entered into pursuant to the Act of July 13, 1946 (60 Stat. 533), and for other purposes.

Government royalty oil.

41 Stat. 451; 60 Stat. 533.

Termination of contract.

Retention of contract.

Applicability to existing contracts.

30 U. S. C. § 192.

Exception.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That where, under any existing contract entered into pursuant to the first proviso in the second paragraph of section 36 of the Mineral Lands Leasing Act of February 25, 1920, as amended (30 U. S. C., sec. 192), any refinery is required to pay a premium price for the purchase of Government royalty oil, such refinery may, at its option, by written notice to the Secretary of the Interior, elect either—

(1) to terminate such contract, the termination to take place at the end of the calendar month following the month in which such notice is given; or

(2) to retain such contract with the modifications, that (a) the price, on and after March 1, 1949, shall be as defined in the contract, without premium payments, (b) any credit thereby resulting from past premium payments shall be added to the refinery's account, and (c) the Secretary may, at his option, elect to terminate the contract as so modified, such termination to take place at the end of the third calendar month following the month in which written notice thereof is given by the Secretary.

SEC. 2. The provisions of this Act shall apply to all existing contracts for the purchase of Government royalty oil entered into after the approval of the Act of July 13, 1946 (60 Stat. 533), and prior to the approval of this Act, irrespective of whether a determination of preference status was made in connection with the award of such contracts, but shall not apply to any such contract which subsequent

to its award has been transferred, through the acquisition of stock interests or other transactions, to the ownership or control of a refinery ineligible for a preference under said Act of July 13, 1946, and the regulations in force thereunder at the time of such transfer.

SEC. 3. The Secretary of the Interior is hereby authorized under general rules and regulations to be prescribed by him to issue leases or permits for the exploration, development, and utilization of the mineral deposits, other than those subject to the provisions of the Act of August 7, 1947 (61 Stat. 913), in those lands added to the Shasta National Forest by the Act of March 19, 1948 (Public Law 449, Eightieth Congress), which were acquired with funds of the United States or lands received in exchange therefor: *Provided*, That any permit or lease of such deposits in lands administered by the Secretary of Agriculture shall be issued only with his consent and subject to such conditions as he may prescribe to insure the adequate utilization of the lands for the purposes set forth in the Act of March 19, 1948: *And provided further*, That all receipts derived from leases or permits issued under the authority of this Act shall be paid into the same funds or accounts in the Treasury and shall be distributed in the same manner as prescribed for other receipts from the lands affected by the lease or permit, the intention of this provision being that this Act shall not affect the distribution of receipts pursuant to legislation applicable to such lands.

Approved September 1, 1949.

[CHAPTER 530]

AN ACT

To authorize the Administrator of Veterans' Affairs to convey certain lands and to lease certain other land to Milwaukee County, Wisconsin.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is authorized and directed to (1) convey by quitclaim deed the lands described in section 2 of this Act as parcels I and II, part of the lands of the Veterans' Administration center at Wood, Wisconsin; and (2) lease for a period of twenty years the land described in section 2 of this Act as parcel III, also part of the lands of such Veterans' Administration center, to Milwaukee County, a municipal subdivision of the State of Wisconsin: *Provided*, That Milwaukee County pay one-half the appraised market value of parcels I and II, and a fair yearly rental for parcel III, as determined by the Administrator of Veterans' Affairs.

SEC. 2. The parcels of land referred to in the first section of this Act, all of which are located in Milwaukee County, Wisconsin, are described as follows:

Parcel I. That tract of land located in the northeast quarter and the southeast quarter of section 35, township 7 north, range 21 east, and described, in general, as follows: Beginning at a point where the east line of South Harnischfeger Avenue crosses the south line of the Chicago, Milwaukee, Saint Paul and Pacific Railroad Company right-of-way; running thence south on the east line of South Harnischfeger Avenue to the north line of West National Avenue; thence southwesterly along the north line of West National Avenue a distance of approximately six hundred and ten feet; thence northerly and parallel to the east line of South Harnischfeger Avenue a distance of three hundred feet, more or less; thence northeasterly and parallel to the north line of West National Avenue to a point of curvature of a curve; thence along the arc of the curve the radius of which is two hundred and thirty-three feet, to a point which is two hundred feet west of the east line of South Harnischfeger Avenue; thence northerly

Lease, etc., of land.

30 U. S. C., Supp.
II, §§ 351-359.

62 Stat. 83.
16 U. S. C., Supp.
II, §§ 486a-486w note.
Consent of Secretary of Agriculture.

Receipts from leases,
etc.

September 1, 1949
[S. 2298]
[Public Law 281]

Milwaukee County,
Wis.
Conveyance.

Lease.

Payment.

on a line parallel to and two hundred feet west of the easterly line of South Harnischfeger Avenue to the south line of the Chicago, Milwaukee, Saint Paul and Pacific Railroad Company right-of-way; thence easterly along the south line of said railroad right-of-way to the point of beginning, excepting therefrom that part of South Harnischfeger Avenue previously dedicated for street purposes.

Parcel II. That tract of land located in the northeast quarter of section 35, township 7 north, range 21 east, and described, in general, as follows: Beginning at the intersection of the east line of Forty-fourth Street and the north line of section 35 and running thence west along the north line of section 35 to the northwest corner of the northeast quarter of section 35; thence south along the west line of the northeast quarter of section 35 a distance of four hundred feet, more or less; thence east on a line parallel to and four hundred feet south of the north line of the northeast quarter of section 35 a distance of three hundred and seventy feet, more or less, to a point; thence south thirty degrees east five hundred and forty feet; thence south forty-eight degrees east three hundred and sixty feet, more or less, to the northerly edge of Chrysler Road; thence easterly along the northerly line of Chrysler Road to its point of junction with the easterly line of Red Arrow Drive; thence southeasterly along the easterly line of Red Arrow Drive to a point which is three hundred feet northerly of the north line of the Chicago, Milwaukee, Saint Paul and Pacific Railroad right-of-way, measured at right angles to said right-of-way; thence southeasterly parallel to and three hundred feet northerly of the said right-of-way to a point which is six hundred and eighty feet, more or less, west of the east line of section 35; thence southerly on a line parallel to the east line of section 35 to the north line of said railroad right-of-way; thence easterly along the north line of said right-of-way to the east line of section 35; thence north along the east line of section 35 a distance of seven hundred ninety-eight and thirty-eight one-hundredths feet, more or less, to a stone in the east line of Forty-fourth Street; thence northerly along the east line of Forty-fourth Street to the point of beginning. Excepting, however, the four and sixty-eight one-thousandths-acre tract of land in the northeasterly corner, now occupied by the Menominee Valley booster pumping station and further excepting therefrom the area, if any, dedicated for street purposes.

Parcel III. That tract of land located in the southwest quarter of section 26, township 7 north, range 21 east, and the northwest quarter of section 35, township 7 north, range 21 east, and described, in general, as follows: Beginning at the southeast corner of the southwest quarter of section 26, and running thence northerly along the east line of the southwest quarter of section 26 to the south line of West Blue Mound Road; thence westerly along the south line of West Blue Mound Road to the east line of The Milwaukee Electric Railway and Light Company right-of-way; thence southerly along the east line of said right-of-way to the south line of section 26; thence continuing south on the same line, extended for a distance of four hundred feet, more or less; thence easterly on a line parallel to and four hundred feet south of the south line of section 26, to the west line of the northeast quarter of section 35; thence north along said line to the point of beginning.

Use of land.
Ante, p. 683.

SEC. 3. The parcels of land authorized to be transferred and leased by the first section of this Act shall be used by said grantee and lessee for civic and recreational purposes. The deed of conveyance of such parcels I and II shall contain the provision that such tracts of land shall be used for the purposes for which they were conveyed and that, in the event such tracts cease to be used for such purposes, or in the event the grantee attempts to alienate all or any part of such

tracts, then title thereto shall, at the option of the United States, revert to the United States. The lease of such parcel III shall contain the provision that such tract of land shall be used for the purposes for which it was leased and that, in the event such tract ceases to be used for such purposes, such lease shall be terminated at the option of the United States. Both such conveyance and such lease shall contain such additional terms, reservations, restrictions, and conditions as may be determined by the Administrator of Veterans' Affairs to be necessary to safeguard the interests of the United States. The exact legal descriptions of the land to be conveyed and leased under this Act are to be determined by a survey to be made under the supervision of the Veterans' Administration.

Survey

Approved September 1, 1949.

[CHAPTER 531]

AN ACT

For the relief of Chattooga County, Georgia.

September 1, 1949
[H. R. 807]
[Public Law 282]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Chattooga County, Georgia, the sum of \$44,637.50. The payment of such sum shall be in full settlement of all claims of the said Chattooga County against the United States for the destruction by fire of the Summerville High School building on February 26, 1943, the second day of a two-day period during which such high school was being used exclusively for conducting a registration for ration books issued by the Federal Government: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agency or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Chattooga County,
Ga.

Approved September 1, 1949.

[CHAPTER 532]

AN ACT

Extending the Institute of Inter-American Affairs.

September 3, 1949
[S. 1250]
[Public Law 283]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Institute of Inter-American Affairs, created by Public Law 369, Eightieth Congress, shall have—

- (a) succession until June 30, 1955; and
- (b) authority, within the limits of funds appropriated or specific contract authorizations hereafter granted to it, to make contracts for periods not to exceed five years and not to extend beyond June 30, 1955, in any case.

SEC. 2. There are hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums, not to exceed \$35,000,000, as may from time to time be necessary to carry on the activities of the Institute during the period ending June 30, 1955, and the appropriations hereby authorized shall be in addition to appropriations pursuant to authorizations granted in Public Law 369, Eightieth Congress.

Institute of Inter-
American Affairs, ex-
tension.
61 Stat. 780.
22 U. S. C., Supp.
II, §§ 281-281f.

Appropriation au-
thorized.

Ante, p. 456.

Approved September 3, 1949.

[CHAPTER 533]

AN ACT

September 3, 1949
[H. R. 4688]
[Public Law 284]

To ratify and confirm Act 4 of the Session Laws of Hawaii, 1949, extending the time within which revenue bonds may be issued and delivered under chapter 118, Revised Laws of Hawaii, 1945.

Hawaii.
Time extension for
issuance of revenue
bonds.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Act 4 of the Session Laws of Hawaii, 1949, amending section 6095 of chapter 118, Revised Laws of Hawaii, 1945, as amended, so as to extend the time within which revenue bonds may be issued and delivered under said chapter 118, is hereby ratified and confirmed and revenue bonds may be issued under and pursuant to the provisions of said chapter 118, Revised Laws of Hawaii, 1945, as amended, and as further amended by said Act 4, without the approval of the President of the United States and without the incurring of an indebtedness within the meaning of the Hawaiian Organic Act, and said chapter 118, as amended, shall constitute full authority for the issuance of said bonds without reference to and independent of the Hawaiian Organic Act.

31 Stat. 141.
48 U. S. C. § 493
note.

Retroactive date.

SEC. 2. This Act shall be made retroactive to June 30, 1949.

Approved September 3, 1949.

[CHAPTER 535]

AN ACT

September 7, 1949
[S. 936]
[Public Law 285]

To provide for the care and custody of insane persons charged with or convicted of offenses against the United States, and for other purposes.

Title 18, U. S. Code,
amendments.
62 Stat. 855,
18 U. S. C., Supp.
II, §§ 4241-4243.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 18, United States Code, chapter 313, is amended by adding at the end thereof the following sections:

“§ 4244. Mental incompetency after arrest and before trial.

“Whenever after arrest and prior to the imposition of sentence or prior to the expiration of any period of probation the United States Attorney has reasonable cause to believe that a person charged with an offense against the United States may be presently insane or otherwise so mentally incompetent as to be unable to understand the proceedings against him or properly to assist in his own defense, he shall file a motion for a judicial determination of such mental competency of the accused, setting forth the ground for such belief with the trial court in which proceedings are pending. Upon such a motion or upon a similar motion in behalf of the accused, or upon its own motion, the court shall cause the accused, whether or not previously admitted to bail, to be examined as to his mental condition by at least one qualified psychiatrist, who shall report to the court. For the purpose of the examination the court may order the accused committed for such reasonable period as the court may determine to a suitable hospital or other facility to be designated by the court. If the report of the psychiatrist indicates a state of present insanity or such mental incompetency in the accused, the court shall hold a hearing, upon due notice, at which evidence as to the mental condition of the accused may be submitted, including that of the reporting psychiatrist, and make a finding with respect thereto. No statement made by the accused in the course of any examination into his sanity or mental competency provided for by this section, whether the examination shall be with or without the consent of the accused, shall be admitted in evidence against the accused on the issue of guilt in any criminal pro-

ceeding. A finding by the judge that the accused is mentally competent to stand trial shall in no way prejudice the accused in a plea of insanity as a defense to the crime charged; such finding shall not be introduced in evidence on that issue nor otherwise be brought to the notice of the jury.

“§ 4245. Mental incompetency undisclosed at trial.

“Whenever the Director of the Bureau of Prisons shall certify that a person convicted of an offense against the United States has been examined by the board of examiners referred to in title 18, United States Code, section 4241, and that there is probable cause to believe that such person was mentally incompetent at the time of his trial, provided the issue of mental competency was not raised and determined before or during said trial, the Attorney General shall transmit the report of the board of examiners and the certificate of the Director of the Bureau of Prisons to the clerk of the district court wherein the conviction was had. Whereupon the court shall hold a hearing to determine the mental competency of the accused in accordance with the provisions of section 4244 above, and with all the powers therein granted. In such hearing the certificate of the Director of the Bureau of Prisons shall be prima facie evidence of the facts and conclusions certified therein. If the court shall find that the accused was mentally incompetent at the time of his trial, the court shall vacate the judgment of conviction and grant a new trial.

“§ 4246. Procedure upon finding of mental incompetency.

“Whenever the trial court shall determine in accordance with sections 4244 and 4245 of this title that an accused is or was mentally incompetent, the court may commit the accused to the custody of the Attorney General or his authorized representative, until the accused shall be mentally competent to stand trial or until the pending charges against him are disposed of according to law. And if the court after hearing as provided in the preceding sections 4244 and 4245 shall determine that the conditions specified in the following section 4247 exist, the commitment shall be governed by section 4248 as herein provided.

“§ 4247. Alternate procedure on expiration of sentence.

“Whenever the Director of the Bureau of Prisons shall certify that a prisoner whose sentence is about to expire has been examined by the board of examiners referred to in title 18, United States Code, section 4241, and that in the judgment of the Director and the board of examiners the prisoner is insane or mentally incompetent, and that if released he will probably endanger the safety of the officers, the property, or other interests of the United States, and that suitable arrangements for the custody and care of the prisoner are not otherwise available, the Attorney General shall transmit the certificate to the clerk of the court for the district in which the prisoner is confined. Whereupon the court shall cause the prisoner to be examined by a qualified psychiatrist designated by the court and one selected by the prisoner, and shall, after notice, hold a hearing to determine whether the conditions specified above exist. At such hearing the designated psychiatrist or psychiatrists shall submit his or their reports, and the report of the board of examiners and other institutional records relating to the prisoner's mental condition shall be admissible in evidence. All of the psychiatrists and members of the board who have examined the prisoner may be called as witnesses, and be available for further questioning by the court and cross-examination by the prisoner or on behalf of the Government. At such hearing the court may in its discretion call any other witnesses for the prisoner. If upon such hearing the court shall determine that the conditions

62 Stat. 855,
18 U. S. C., Supp.
II, § 4241.

Ante, p. 686; *supra*.

Post, p. 688.

62 Stat. 855,
18 U. S. C., Supp.
II, § 4241.

specified above exist, the court may commit the prisoner to the custody of the Attorney General, or his authorized representative.

“§ 4248. Termination of custody by release or transfer.

Ante, p. 687.

“Whenever a person shall be committed pursuant to section 4247 of this title, his commitment shall run until the sanity or mental competency of the person shall be restored or until the mental condition of the person is so improved that if he be released he will not endanger the safety of the officers, the property, or other interests of the United States, or until suitable arrangements have been made for the custody and care of the prisoner by the State of his residence, whichever event shall first occur. Whereupon the Attorney General or his authorized representative shall file with the court which made said commitment a certificate stating the termination of the commitment and the ground therefor: *Provided, however*, That nothing herein contained shall preclude a prisoner committed under the authority of section 4247 hereof from establishing his eligibility for release under the provisions of this section by a writ of habeas corpus. The Attorney General or his authorized representative shall have authority at any time to transfer a prisoner committed to his custody under the authority of section 4246 or section 4247 hereof to the proper authorities of the State of his residence.”

Ante, p. 687.

SEC. 2. The analysis of chapter 313 of such title, immediately preceding section 4241, is amended by adding at the end thereof the following:

“4244. Mental incompetency after arrest and before trial.

“4245. Mental incompetency undisclosed at trial.

“4246. Procedure upon finding of mental incompetency.

“4247. Alternate procedure on expiration of sentence.

“4248. Termination of custody by release or transfer.”

Use of funds.

SEC. 3. The Attorney General may authorize the use of any unexpended balance of the appropriation for “Support of United States prisoners” for carrying out the purposes of title 18, United States Code, sections 4244 to 4248, inclusive, or in payment of any expenses incidental thereto and not provided for by other specific appropriations.

Ante, p. 686 *et seq.*

Separability.

SEC. 4. If any provision of title 18, United States Code, sections 4244 to 4248, inclusive, or the application thereof to any person or circumstance shall be held invalid, the remainder of the said sections and the application of such provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

Approved September 7, 1949.

[CHAPTER 536]

AN ACT

September 7, 1949

[S. 2148]

[Public Law 286]

To provide certain additional rehabilitation assistance for certain seriously disabled veterans in order to remove an existing inequality.

Disabled veterans.
Specially adapted
housing.

62 Stat. 500.
38 U. S. C., Supp.
II, § 701 (g).

38 U. S. C. note foll.
§ 739; Supp. II, note
foll. § 743.
Post, p. 732.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (g) of section 1, title I, Public Numbered 2, Seventy-third Congress, as added by Public Law 702, Eightieth Congress, approved June 19, 1948, is hereby amended to read as follows:

“(g) Any person who served in the active military or naval service of the United States who is entitled to compensation under the provisions of Veterans Regulation Numbered 1 (a), as amended, for permanent and total service-connected disability due to the loss, or

loss of use, by reason of amputation, ankylosis, progressive muscular dystrophies, or paralysis, of both lower extremities, such as to preclude locomotion without the aid of braces, crutches, canes, or a wheel chair, shall be entitled to assistance in acquiring a suitable housing unit with special fixtures or movable facilities made necessary by the nature of the person's disability, and necessary land therefor, subject to the provisions and limitations of Veterans Regulation Numbered 1 (a), as amended, part IX."

SEC. 2. Paragraph 1, part IX, of Veterans Regulation Numbered 1 (a), as added by Public Law 702, Eightieth Congress, approved June 19, 1948, is hereby amended to read as follows:

"1. The Administrator of Veterans' Affairs is authorized, under such regulations as he may prescribe, to assist any person (hereinafter referred to as 'veteran') who served in the active military or naval service of the United States, who is entitled to compensation under the provisions of this regulation for permanent and total service-connected disability due to the loss, or loss of use, by reason of amputation, ankylosis, progressive muscular dystrophies, or paralysis, of both lower extremities, such as to preclude locomotion without the aid of braces, crutches, canes, or a wheel chair, in acquiring a suitable housing unit with special fixtures or movable facilities made necessary by the nature of the veteran's disability, and necessary land therefor: *Provided*, That the regulations of the Administrator shall include, but not be limited to, provisions requiring findings that (a) it is medically feasible for such veteran to reside in the proposed housing unit and in the proposed locality; (b) the proposed housing unit bears a proper relation to the veteran's present and anticipated income and expenses; and (c) that the nature and condition of the proposed housing unit are such as to be suitable to the veteran's needs for dwelling purposes."

Approved September 7, 1949.

62 Stat. 500.
38 U. S. C., Supp.
II, note foll. § 743.
Eligibility for housing with special fixtures.

[CHAPTER 537]

AN ACT

To authorize the Secretary of the Army to purchase certain property in Morgan County.

September 7, 1949
[H. R. 3071]
[Public Law 287]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is hereby authorized and directed to acquire through purchase, condemnation, or otherwise, and to pay compensation, for all right, title, and interest, including easements and any and all other appurtenant rights and privileges which the Morgan County Farm Bureau Cooperative Association has in and to a tract of land, comprising seven and twenty-nine one-hundredths acres, more or less, located in Morgan township, Morgan County, State of Ohio; said property consisting of a mill building, appurtenant works, together with certain rights and water privileges granted to Robert McConnell, a predecessor in title, by the State of Ohio.

Morgan County,
Ohio.
Conveyance.

SEC. 2. In his discretion, the Secretary of the Army may authorize the owner to remove any improvements on the property: *Provided*, That appropriate reduction of the salvage value thereof shall be made from the purchase price.

SEC. 3. Funds appropriated for the maintenance and improvement of river and harbor works may be expended to carry out the purposes of this Act.

Approved September 7, 1949.

[CHAPTER 538]

AN ACT

September 7, 1949
[H. R. 3383]
[Public Law 288]

To provide that extra compensation for night work paid officers and employees of the United States shall be computed on the basis of either standard or daylight saving time.

U. S. employees.
Night work.

59 Stat. 436.
39 U. S. C. § 855.

Basis of overtime
computation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second sentence in section 5 of the Act entitled "An Act to reclassify the salaries of postmasters, officers, and employees of the Postal Service; to establish uniform procedures for computing compensation; and for other purposes", approved July 6, 1945 (Public Law 134, Seventy-ninth Congress, 39 U. S. C. 856), as amended, is amended to read as follows: "Night work shall be defined as any work performed between the hours of 6 o'clock postmeridian and 6 o'clock antemeridian and either standard or daylight saving time shall be used, depending upon whichever time is observed where such night work is performed: *Provided*, That such differential for night duty shall not be included in computing any overtime compensation to which the officer or employee may be entitled."

SEC. 2. Whenever any officer or employee of the United States Government or of the municipal government of the District of Columbia is entitled to extra compensation on account of services performed between or after certain specified hours of the day or night, such extra compensation shall be computed on the basis of either standard or daylight saving time, depending upon whichever time is observed by law, custom, or practice where such services are performed.

Approved September 7, 1949.

[CHAPTER 539]

AN ACT

September 7, 1949
[H. R. 3478]
[Public Law 289]

To extend the time for completing the construction of a bridge across the Mississippi River at or near a point between Delmar Boulevard and Cole Street in the city of Saint Louis, Missouri, and a point opposite thereto in the city of East Saint Louis, Illinois.

Mississippi River.
Bridge, time extension.

60 Stat. 391.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time for completing the construction of a bridge across the Mississippi River, at or near a point between Delmar Boulevard and Cole Street in the city of Saint Louis, Missouri, and a point opposite thereto in the city of East Saint Louis, Illinois, authorized to be built by the city of East Saint Louis, Illinois, by an Act of Congress approved August 7, 1946, is hereby extended three years from August 7, 1949.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved September 7, 1949.

[CHAPTER 540]

AN ACT

September 7, 1949
[H. R. 3637]
[Public Law 290]

To permit the sending of Braille writers to or from the blind at the same rates as provided for their transportation for repair purposes.

Postal Service.
Transportation rate
for Braille writers, etc.
55 Stat. 738.
39 U. S. C. § 331.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the fifth paragraph of Public Law 270 of the Seventy-seventh Congress, approved October 14, 1941, is amended to read as follows:

"The Postmaster General may in his discretion extend this rate of 1 cent per pound or fraction thereof to reproducers for sound-repro-

duction records for the blind, or parts thereof, to Braille writers and other appliances for the blind, or parts thereof, which are the property of State governments or subdivisions thereof, or of public libraries, or of private agencies for the blind not conducted for private profit, or of blind individuals, under such regulations as he may prescribe."

Approved September 7, 1949.

[CHAPTER 541]

AN ACT

Relating to the exchange of certain private and Federal properties within the authorized boundaries of Acadia National Park, in the State of Maine, and for other purposes.

September 7, 1949
[H. R. 4026]
[Public Law 291]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of consolidating Federal holdings of land within Acadia National Park, the Secretary of the Interior is hereby authorized to accept, on behalf of the United States, approximately fifty-eight acres of non-Federal land within the authorized park boundaries, such land to be conveyed to the United States without cost by Mr. John D. Rockefeller, Junior. Upon acceptance of title thereto by the United States, such property shall be subject to all laws and regulations applicable to the park. In exchange for the conveyance to the United States of the aforesaid property, the Secretary of the Interior is authorized to convey to Mr. John D. Rockefeller, Junior, or to such agency as he may designate, for purposes of the Jackson Memorial Laboratory, Bar Harbor, Maine, approximately five acres of federally owned land within the park adjacent to the laboratory properties.

Acadia National
Park, Maine.
Exchange of lands.

Approved September 7, 1949.

[CHAPTER 542]

AN ACT

To provide for the conveyance to the State of New York of certain historic property situated within Fort Niagara State Park, and for other purposes.

September 7, 1949
[H. R. 4073]
[Public Law 292]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to convey to the State of New York, without consideration, for public use as a part of the Fort Niagara State Park, under such terms and conditions as the Secretary may deem advisable, that certain tract or parcel of land and appurtenances thereon comprising the Father Millet Cross National Monument. The national monument, upon conveyance of such property to the State of New York, is abolished.

Fort Niagara State
Park, N. Y.
Conveyance.

Approved September 7, 1949.

[CHAPTER 543]

AN ACT

To add certain surplus land to Petersburg National Military Park, Virginia, to define the boundaries thereof, and for other purposes.

September 7, 1949
[H. R. 4208]
[Public Law 293]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Department of the Army is hereby authorized and directed to transfer to the Department of the Interior, without reimbursement, two tracts of land, comprising two hundred six acres, more or less, situated on either side of Siege Road adjacent to Petersburg National Military Park, Virginia. Upon completion of such transfer, all lands, interest in

Petersburg National
Military Park, Va.
Additional land.

lands, and other property in Federal ownership and under the administration of the National Park Service as a part of or in conjunction with Petersburg National Military Park, in and about the city of Petersburg, Virginia, and comprising one thousand five hundred thirty-one acres, more or less, upon publication of the description thereof in the Federal Register by the Secretary of the Interior, shall constitute the Petersburg National Military Park.

Adjustment of
boundary.

SEC. 2. The Secretary of the Interior is further authorized to adjust the boundary of the Petersburg National Military Park through purchase, exchange, or transfer: *Provided*, That in doing so the total area of the park will not be increased and that such changes will become effective upon publication of the description thereof in the Federal Register by the Secretary of the Interior.

Approved September 7, 1949.

[CHAPTER 544]

AN ACT

To amend section 50 of the Organic Act of Puerto Rico.

September 7, 1949
[H. R. 5207]
[Public Law 294]

Organic Act of
Puerto Rico, amend-
ment.
39 Stat. 967.
48 U. S. C., Supp.
II, §§ 797, 798.
Salaries and ex-
penses of officials.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 50 of the Organic Act of Puerto Rico (U. S. C., title 48, secs. 797 and 798) is hereby amended to read as follows:

"SEC. 50. Except as otherwise provided in this or any other Act, the salaries and office expenses of all officials of Puerto Rico, including deputies, assistants, and other help, as well as the chief justice and associate justices of the supreme court, shall be such and so paid out of the revenues of Puerto Rico as shall from time to time be appropriated by the Legislature of Puerto Rico approved by the Governor; and if the legislature shall fail to make an appropriation for such salaries, the salaries theretofore fixed shall be paid without the necessity of further appropriations therefor. All said salaries of the chief justice and associate justices shall be paid in equal monthly installments. In addition to his annual salary, the Governor shall be entitled to the occupancy of the buildings heretofore used by the chief executive of Puerto Rico, with the furniture and effects therein, free of rental.

Salary of justices.

"Until otherwise prescribed as provided in this section, the annual salary of the chief justice of the supreme court shall be \$10,500 and the annual salary of each associate justice of the supreme court shall be \$10,000.

Bond.

"Where any officer, during such time as his salary is fixed by this Act, is required to give a bond, the premium thereof shall be paid from the insular treasury."

Approved September 7, 1949.

[CHAPTER 545]

AN ACT

To amend the Philippine Rehabilitation Act of 1946.

September 7, 1949
[H. R. 5535]
[Public Law 295]

60 Stat. 140.
50 U. S. C. app.
§ 1791 (e).

60 Stat. 135.
50 U. S. C. app.
§§ 1782 (a), 1783 (a),
1781.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (e) of section 311 of the Philippine Rehabilitation Act of 1946 is amended by adding at the end thereof the following sentence: "The authority contained in subsection (a) of section 302 and subsection (a) of section 303 shall continue in effect until June 30, 1951. Appropriations pursuant to section 301 for carrying out the purposes of these sections may be continued available until June 30, 1951."

Approved September 7, 1949.

[CHAPTER 546]

AN ACT

Permitting the use, for public purposes, of certain land in Hot Springs, New Mexico.

September 7, 1949
[H. R. 5620]
[Public Law 296]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions and limitations of section 10 of the Act of April 25, 1928 (45 Stat. 1728), and the patent issued pursuant thereto, granting to the State of New Mexico a certain tract of land in Hot Springs, New Mexico, for the erection and maintenance of bath-houses, hotels, or other improvements for the accommodation of the public, the State of New Mexico is hereby authorized to permit the use of any part or the whole of said land for the erection and maintenance of buildings or other structures for public or municipal purposes.

Hot Springs, N.
Mex.
Public use of land.

Approved September 7, 1949.

[CHAPTER 547]

AN ACT

To amend the Army and Air Force Vitalization and Retirement Equalization Act of 1948.

September 7, 1949
[H. R. 5929]
[Public Law 297]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 302 of the Army and Air Force Vitalization and Retirement Equalization Act of 1948 is hereby amended by striking out the words "the enactment of this Act" and inserting in lieu thereof "July 1, 1949".

62 Stat. 1088.
10 U. S. C., Supp. II,
§ 1036a (b); 34 U. S. C.,
Supp. II, § 440i (b).

SEC. 2. That subsection (c) of section 302 of the Army and Air Force Vitalization and Retirement Equalization Act of 1948 is hereby amended by striking out the words "the enactment of this Act" and inserting in lieu thereof "July 1, 1949".

62 Stat. 1088.
10 U. S. C., Supp. II,
§ 1036a (c); 34 U. S. C.,
Supp. II, § 440i (c).

SEC. 3. That the second proviso of section 303 of the Army and Air Force Vitalization and Retirement Equalization Act of 1948 is hereby amended by striking out the words "the date of enactment of this Act" and inserting in lieu thereof "July 1, 1949".

62 Stat. 1088.
10 U. S. C., Supp.
II, § 1036b; 34 U. S. C.,
Supp. II, § 440j.

Approved September 7, 1949.

[CHAPTER 548]

JOINT RESOLUTION

To authorize the Administrator of Civil Aeronautics to undertake a project under the Federal Airport Act for the development and improvement of Logan International Airport at Boston, Massachusetts, during the fiscal year 1950.

September 7, 1949
[H. J. Res. 338]
[Public Law 298]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of section 8 of the Federal Airport Act, the Administrator of Civil Aeronautics is hereby authorized to undertake a project under said Act during the fiscal year 1950 for development of the Logan International Airport at Boston, Massachusetts, to the same extent and on the same conditions as if there had been included in the list of projects appended to the said Administrator's request for authority to undertake during the fiscal year 1950 certain projects for the development of class 4 and larger airports, which was submitted to the Congress by the Acting Secretary of Commerce under date of April 18, 1949, and published as Senate Document Numbered 77, Eighty-first

Logan International
Airport, Boston, Mass.
60 Stat. 174.
49 U. S. C. § 1107.

Congress, first session, in the appropriate columns of said list, under the heading "Massachusetts", the following:

Location and name of airport: Boston, Logan International Airport.
Class: Plan 6; present, 6; proposed, 6.

Estimated funds required: Sponsor's matching share, \$600,000; Federal tentative allocation, \$600,000; total funds, \$1,200,000.

Total estimated costs: Land, \$0; buildings, \$600,000; other, \$600,000.

Proposed work: Administration building, grading, drainage, paving.

Approved September 7, 1949.

[CHAPTER 564]

AN ACT

September 7, 1949

[S. 973]

[Public Law 299]

National Society of
the Colonial Dames of
America.

To exempt from taxation certain property of the National Society of the Colonial Dames of America in the District of Columbia.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That certain property in the District of Columbia described as lot numbered 801, in square numbered 1285, together with the improvements thereon, known as premises number 2715 Q Street Northwest, and the furnishings therein, owned by the National Society of the Colonial Dames of America, a corporation organized and existing under the laws of the District of Columbia, be exempt from taxation, national and municipal, so long as the same is used for nonprofit purposes.

Approved September 7, 1949.

[CHAPTER 565]

AN ACT

September 7, 1949

[H. R. 225]

[Public Law 300]

To repeal section 460 of the Act of March 3, 1899 (30 Stat. 1336), as amended, providing for certain license taxes in the Territory of Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 460 of the Act of March 3, 1899 (30 Stat. 1336), as amended by the Acts of June 6, 1900 (31 Stat. 330), July 10, 1937 (50 Stat. 497), and May 31, 1938 (52 Stat. 587), is hereby repealed.

Approved September 7, 1949.

[CHAPTER 566]

AN ACT

September 7, 1949

[H. R. 3881]

[Public Law 301]

Indian schools,
S. Dak.

To provide for the use of the State course of study in schools operated by the Bureau of Indian Affairs on Indian reservations in South Dakota when requested by a majority vote of the parents of the students enrolled therein.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after July 1, 1950, the course of study taught in any school operated and maintained by the Bureau of Indian Affairs on any Indian reservation in the State of South Dakota shall, upon a majority decision of the parents of children enrolled therein voting at a meeting called for that purpose by the superintendent of the reservation, meet the minimum education requirements prescribed by the department of public instruction for the public schools of that State.

Approved September 7, 1949.

[CHAPTER 567]

AN ACT

To authorize the Secretary of the Interior to exchange certain Navajo tribal Indian land for certain Utah State land.

September 7, 1949
[H. R. 5390]
[Public Law 302]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior or his authorized representative is authorized, with the consent of the governing body of the Navajo Indian Tribe, to exchange the surface rights in Navajo tribal Indian land described as the south half southwest quarter section 24; northwest quarter, northeast quarter, southeast quarter, and north half southwest quarter section 25, township 43 south, range 15 east, S. L. B. & M., containing six hundred and forty acres, more or less, for the surface rights in land of the State of Utah described as all of section 32, township 43 south, range 16 east, S. L. B. M., all in San Juan County, Utah. Title to the Indian land exchanged shall be transferred by the Secretary of the Interior to the State of Utah by the issuance of a patent in fee. Title to the State lands to be conveyed to the Indians shall be taken in the name of the United States in trust for the Navajo and such other Indians as the Secretary of the Interior may see fit to settle thereon, and shall be satisfactory to the Secretary of the Interior.

Navajo Indians.
Exchange of tribal
lands.

Patent in fee.

SEC. 2. In the event the lands acquired by the State of Utah under the provisions of this Act shall be used for airport purposes, members of the Navajo Tribe of Indians shall be given preference in employment in every phase of construction, operation, and maintenance of the airport for which they are qualified, notwithstanding any provisions to the contrary contained in the Federal Airport Act of May 13, 1946 (60 Stat. 170), or any other Act of Congress.

Employment prefer-
ence.

Approved September 7, 1949.

49 U. S. C. §§ 1101-
1119; Supp. II, § 1101 *et*
seq.
Ante, pp. 478, 480,
603, 605; *post*, pp. 903,
925.

[CHAPTER 574]

AN ACT

Authorizing changes in the classification of Crow Indians.

September 8, 1949
[H. R. 2170]
[Public Law 303]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all Crow Indians born to parent or parents who were or are competent members of the Crow Tribe, shall automatically become competent members of the Crow Tribe on attaining majority (except any such Indian who is declared incompetent by a court of competent jurisdiction or who is incompetent under the laws of the State within which he resides), and shall be entitled to all rights and privileges accruing to members of the tribe classified as competent, including all rights and privileges accorded to such competent members by any other Act.

Crow Indians.
Changes in classifi-
cation.

SEC. 2. The Act of March 3, 1931 (46 Stat. 1495), is hereby amended to read as follows: "The Secretary of the Interior is hereby authorized, under such rules and regulations as he may prescribe, to classify adult unenrolled Crow Indians and add their names to the competent or incompetent rolls established pursuant to the Act of June 4, 1920 (41 Stat. 751), and to reclassify those persons whose names now or hereafter appear on said rolls from incompetent to competent."

Adult unenrolled
Indians.

Approved September 8, 1949.

[CHAPTER 575]

AN ACT

September 8, 1949
[H. R. 3197]
[Public Law 304]

Relating to the sale of the old Louisville Marine Hospital, Jefferson County, Kentucky.

Louisville Marine
Hospital, Ky.
Sale.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of any other law, the Administrator of General Services is hereby authorized, in his discretion, to sell to the City of Louisville, Kentucky, all that tract or parcel of land described as a certain tract, piece, or parcel of land situated in Jefferson County, Kentucky, in the town of Portland, now included in the City of Louisville, and known and described on the plan or map of Portland by the number 18, and bounded by High Street, now Northwestern Parkway, on the north, the Portland Turnpike or Avenue on the south, by a sixty-foot street on the west, now Twenty-third Street, and by a sixty-foot street on the east, now Carter Street, and containing a front on High Street, now Northwestern Parkway, of four hundred and ninety-seven feet, a front on the Portland Avenue or Turnpike of four hundred and seventy-five and one-half feet, and front on the west of eight hundred and thirty-eight feet, and a front on the east of six hundred and ninety-three feet, containing eight acres one-quarter and seventeen poles, be the same more or less, title to said property having been acquired by the United States of America by deed dated November 3, 1842, and recorded in deed book 60, page 67, in the office of the clerk of the county court of Jefferson County, Kentucky.

49 Stat. 800.

Deed of conveyance.

Together with all buildings, structures, and improvements thereon (known as the old Louisville Marine Hospital), in the manner and subject to the terms and conditions provided in the Act entitled "An Act to authorize the sale of Federal buildings", approved August 26, 1935, as amended (U. S. C., 1940 edition, title 40, sec. 345b) : *Provided*, That the deed of conveyance of such surplus real property—

(a) shall provide that all such property shall be used and maintained for the purpose for which it was conveyed for a period of not less than twenty years, and that in the event that such property ceases to be used or maintained for such purpose during such period, all or any portion of such property shall in its then existing condition, at the option of the United States revert to the United States; and

(b) may contain such additional terms, reservations, restrictions, and conditions as may be determined by the Administrator to be necessary to safeguard the interests of the United States.

Approved September 8, 1949.

[CHAPTER 576]

JOINT RESOLUTION

September 8, 1949
[H. J. Res. 348]
[Public Law 305]

Amending an Act making temporary appropriations for the fiscal year 1950, as amended, and for other purposes.

Ante, pp. 405, 485,
614.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 154 (Eighty-first Congress), making temporary appropriations for the fiscal year 1950, and for other purposes, as amended, is hereby amended by striking out, in section (c) thereof, "September 15, 1949" and inserting in lieu thereof "October 1, 1949".

Approved September 8, 1949.

[CHAPTER 582]

AN ACT

To provide assistance for local school agencies in providing educational opportunities for children on Federal reservations or in defense areas, and for other purposes.

September 10, 1949
[H. R. 3829]
[Public Law 306]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to assist local school agencies in providing educational opportunities for children residing (a) on Federal reservations or on other federally owned property, or (b) within the boundaries of local school agencies overburdened financially by defense-incurred school enrollments or reductions in the school revenues resulting from the acquisition or ownership of land by the United States, the General Services Administrator is authorized to make contributions to such local school agencies for the operation and maintenance of their school facilities as provided in this Act.

Federal reservations
and defense areas.
Assistance to
schools.

SEC. 2. The total contributions for any school year to any local school agency overburdened financially by a defense-incurred school enrollment or reductions in school revenues caused by the acquisition or ownership of land by the United States shall not exceed the actual deficit, as determined by said Administrator that without such contribution would be incurred in such school year by the local school agency in the operation and maintenance of its school facilities: *Provided, however,* That in determining such deficit the said Administrator shall take into consideration the total income of the local school agency actually available for the maintenance and operation of its school facilities in such school year and the total costs incurred by the local school agency in such school year for the maintenance and operation of its school facilities.

Total contributions.

Determination of
deficit.

SEC. 3. There is hereby authorized to be appropriated for the fiscal year ending June 30, 1950, \$7,500,000 to carry out the purposes of this Act.

Appropriation au-
thorized.
Post, p. 977.

SEC. 4. In the administration of this Act, no department, agency, officer, or employee of the United States shall exercise any supervision, direction, or control over the personnel, curriculum, or program of instruction of any school, local school agency, or school system of any State.

Restriction.

SEC. 5. The said Administrator is authorized to prescribe such rules and regulations as may be necessary to carry out the provisions of this Act, and to make payments in advance, or in any other manner deemed necessary to accomplish the objectives of this Act.

Rules and regula-
tions.

SEC. 6. As used in this Act, the term "local school agency" means any public school district, county, city, town, political subdivision, public agency, or State agency operating and maintaining public school facilities; the term "State" means any State, Alaska, Hawaii, Puerto Rico, or the Virgin Islands.

"Local school agen-
cy."

"State."

Approved September 10, 1949.

[CHAPTER 585]

AN ACT

To extend the authority of the President under section 350 of the Tariff Act of 1930, as amended, and for other purposes.

September 26, 1949
[H. R. 1211]
[Public Law 307]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Trade Agreements Extension Act of 1949".

Trade Agreements
Extension Act of 1949.

62 Stat. 1053.
19 U. S. C., Supp.
II, §§ 1351 note, 1354,
1357-1359.

48 Stat. 943.
19 U. S. C. § 1351;
Supp. II, § 1351 note.

48 Stat. 943.
19 U. S. C. § 1351
(a); Supp. II, § 1351
note.

48 Stat. 945.
19 U. S. C., Supp.
II, § 1354.

48 Stat. 944.
19 U. S. C., Supp.
II, § 1351 note.
Rate of duty on
products of Cuba.

SEC. 2. The Trade Agreements Extension Act of 1948 (Public Law 792, Eightieth Congress) is hereby repealed.

SEC. 3. The period during which the President is authorized to enter into foreign trade agreements under section 350 of the Tariff Act of 1930, as amended and extended, is hereby extended for a further period of three years from June 12, 1948.

SEC. 4. Section 350 (a) of the Tariff Act of 1930, as amended, is hereby further amended by deleting the following therefrom: "in the present emergency in restoring the American standard of living, in overcoming domestic unemployment and the present economic depression, in increasing the purchasing power of the American public, and".

SEC. 5. Section 4 of the Act entitled "An Act to amend the Tariff Act of 1930", approved June 12, 1934, as amended (U. S. C., 1946 edition, title 19, sec. 1354), is hereby amended by striking out the matter following the semicolon and inserting in lieu thereof the following: "and before concluding such agreement the President shall seek information and advice with respect thereto from the United States Tariff Commission, from the Departments of State, Agriculture, and Commerce, from the National Military Establishment, and from such other sources as he may deem appropriate."

SEC. 6. Section 350 (b) of the Tariff Act of 1930, as amended (U. S. Code, 1946, title 19, sec. 1351 (b)), is amended by changing the colon to a period, by deleting the proviso, and by adding the following: "Nothing in this Act shall be construed to preclude the application to any product of Cuba (including products preferentially free of duty) of a rate of duty not higher than the rate applicable to the like products of other foreign countries (except the Philippines), whether or not the application of such rate involves any preferential customs treatment. No rate of duty on products of Cuba shall in any case be decreased by more than 50 per centum of the rate of duty, however established, existing on January 1, 1945 (even though temporarily suspended by Act of Congress)."

Approved September 26, 1949.

[CHAPTER 586]

AN ACT

To amend section 433 (f) of the Act of August 4, 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 433 (f) of the Act of August 4, 1949, is amended to read as follows:

"(f) In computing length of service for purposes of retirement of personnel of the former Bureau of Marine Inspection and Navigation and Bureau of Customs transferred from those bureaus to the Coast Guard by Executive Order 9083 and by Reorganization Plan Numbered 3, effective July 16, 1946, who are commissioned, appointed, or enlisted, there shall be included, in addition to all service now or hereafter creditable by law, all service as a civilian employee of the United States within the purview of sections 691, 693, 698, 707, 709-715, 716-719, 720-725, 727-729, 730, 731, and 733 of title 5; and for all purposes of pay, so much of the service as was rendered as a civilian employee in the former Bureau of Marine Inspection and Navigation (including its predecessors, the Bureau of Navigation and the Steamboat Inspection Service), in the Bureau of Customs and in the Coast Guard. Such service for both retirement and pay purposes shall be classified as commissioned, warrant, or enlisted depending upon which status the person assumes upon his entry into the Regular Coast Guard. Service covering the same period shall not be counted more than once."

Approved September 27, 1949.

September 27, 1949
[H. R. 1824]
[Public Law 308]

Coast Guard.
Retirement of per-
sonnel of former bu-
reaus.
Ante, p. 529.

50 U. S. C. app.
§ 601 note.
60 Stat. 1097.
5 U. S. C. § 133y-16
note.

5 U. S. C., Supp. II,
§ 691 *et seq.*
Ante, pp. 475, 476,
490, 577, 609, 621, 663;
post, pp. 699, 704, 884.

[CHAPTER 587]

JOINT RESOLUTION

To erect a memorial to the memory of Mohandas K. Gandhi.

September 28, 1949
[H. J. Res. 295]
[Public Law 309]

Whereas India's greatest leader, Mohandas K. Gandhi, has met the martyr's death; and

Whereas the beloved Gandhi throughout his life had brought to the people of India and peoples everywhere the meaning of a selfless devotion to peace, and with it the gift of his own unbounded spiritual wealth; and

Whereas Mohandas Gandhi's uncompromisable strength led India to the independence for which it had sorely struggled; and

Whereas the impact of his personality upon history is undeniable; and

Whereas in consideration of the cordial relations existing between the people of the United States and the people of India, and in the hope that a memorial to his memory in the United States may further those cordial cultural and spiritual relations between these two countries, and in the further hope that such a memorial will awaken and keep alive in people everywhere the sense of their individual dignity and independence as well as an abhorrence for civil, religious, and communal strife anywhere: Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That authority is hereby granted to the India League of America, or any other organization which may be organized for this purpose, to erect, within five years from the date of the approval of this resolution, a memorial testifying to the wisdom and leadership of Mohandas K. Gandhi, as philosopher and statesman, in the city of Washington, on such grounds as may be designated by the Fine Arts Commission, subject to the approval of the Joint Committee on the Library. The model of the memorial so to be erected shall be first approved by the said Commission and by the Joint Committee on the Library, the same to be presented to the people of the United States without cost to the Government of the United States: *Provided*, That the cost of custodian maintenance of the edifice contemplated by this Act will be borne perpetually by the organization undertaking its original construction.

Mohandas K.
Gandhi.
Memorial in Wash-
ington, D. C.

Approval of model.

Cost of custodian
maintenance.

Approved September 28, 1949.

[CHAPTER 588]

AN ACT

To amend the Civil Service Retirement Act of May 29, 1930, as amended, to provide survivorship benefits for widows or widowers of persons retiring under such Act.

September 30, 1949
[H. R. 2944]
[Public Law 310]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 (b) of the Civil Service Retirement Act of May 29, 1930, as amended, is amended to read as follows:

"(b) Any officer or employee retiring under the provisions of section 1, 2, or 6 of this Act may, at the time of retirement, elect to receive in lieu of the life annuity described herein a reduced annuity and an annuity after death payable to his or her surviving widow or widower designated by such officer or employee at time of retirement equal to 50 per centum of such life annuity. The life annuity of the officer or employee making such election shall be reduced by 5 per centum of so much thereof as does not exceed \$1,500, plus 10 per centum of the balance of such life annuity, and shall be further reduced by three-fourths of 1 per centum of such life annuity for each full year, if any, the designated wife or husband is under the age of sixty at the date

Civil Service Retirement Act, amendment.
46 Stat. 471.
5 U. S. C., Supp. II, § 698 (b).
Reduced annuity; widow's annuity.
46 Stat. 468, 469, 472.
5 U. S. C. §§ 712, 714; Supp. II, §§ 691, 710, 711, 715.
Anne, pp. 475, 577, 609, 663.

of such retirement, but the total reduction shall in no case be more than 25 per centum of such life annuity. The annuity of such widow or widower shall begin on the first day of the month in which the death of the officer or employee occurs or the first day of the month following the widow's or widower's attainment of age fifty, whichever is the later, and such annuity or any right thereto shall terminate upon his or her death or remarriage."

Approved September 30, 1949.

[CHAPTER 589]

AN ACT

October 1, 1949
[H. R. 3851]
[Public Law 311]

To amend Public Law 289, Eightieth Congress, with respect to surplus airport property and to provide for the transfer of compliance functions with relation to such property.

Surplus airport
property.
61 Stat. 678.
50 U. S. C., Supp.
II, app. § 1622 (g) (2)
(A).
Ante, p. 399.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 13 (g) (2) (A) of the Surplus Property Act of 1944, as amended, is further amended by striking out the following: "*Provided*, That no structures disposed of hereunder shall be used as an industrial plant, factory, or similar facility within the meaning of section 23 of this Act, unless the public agency receiving title to such structures shall pay to the United States such sum as the Administrator shall determine to be a fair consideration for the removal of the restrictions imposed by this proviso".

Removal of restric-
tion.

SEC. 2. Notwithstanding any other provision of law, the restriction against use of structures for industrial purposes, as contained in any deed or instrument of disposal pursuant to section 13 (g) (2) (A) of the Surplus Property Act of 1944 (58 Stat. 765), as amended by the Act of July 30, 1947 (61 Stat. 678), shall, from and after the effective date of this Act, be deemed extinguished and of no force and effect. The Administrator of Civil Aeronautics is hereby authorized to issue such instruments of release or correction, as may be necessary to effect removal of record of such restriction from any of such deeds or other instruments of disposal, without monetary consideration to the United States.

Supra.

Issuance of release,
etc.

Enforcement of
terms, etc.

SEC. 3. The Administrator of Civil Aeronautics shall have the sole responsibility for determining and enforcing compliance with the terms, conditions, reservations, and restrictions contained in any instrument of disposal by which surplus property is or has been transferred to States and their political subdivisions, municipalities, and tax-supported institutions pursuant to the Surplus Property Act of 1944, for use in the development, improvement, operation, or maintenance of a public airport or to provide sources of revenue from nonaviation businesses at a public airport (including property transferred for any such use pursuant to such act prior to July 30, 1947), and the Administrator is authorized to reform, correct, or amend any instrument of disposal by which such property was conveyed by the issuance of a corrective, reformatory, or amendatory instrument where such action is determined by him to be necessary to correct such instrument or to conform the transfer to the requirements of applicable law.

58 Stat. 765.
50 U. S. C., app.
§§ 1611-1646; Supp. II,
§ 1612 *et seq.*
Ante, p. 399; *supra*.

Correction, etc., of
instrument of disposal.

Release from terms,
etc., of disposal.

SEC. 4. Notwithstanding any other provision of law, the Administrator of Civil Aeronautics is further authorized, without monetary consideration to the United States, to grant releases from any of the terms, conditions, reservations, and restrictions contained in, and to convey, quitclaim, or release any right or interest reserved to the United States by, any such instrument of disposal, if he determines that the property transferred by such instrument no longer serves the

purpose for which it was transferred, or that such release, conveyance, or quitclaim will not prevent accomplishment of the purpose for which the property was transferred and is necessary to protect or advance the interests of the United States in civil aviation: *Provided*, That any such release, conveyance, or quitclaim may be granted on, or made subject to, such terms and conditions as the Administrator of Civil Aeronautics deems necessary to protect or advance the interests of the United States in civil aviation: *And provided further*, That no release, conveyance, or quitclaim shall be executed by the Administrator pursuant to this section except upon the condition that, in the event that the property to which such release, conveyance, or quitclaim relates shall be sold to any third party within five years after the date of enactment of this Act, the proceeds of such sale shall be devoted exclusively to the development, improvement, operation, or maintenance of a public airport.

SEC. 5. Paragraph 4 of subsection 13 (g) of the Surplus Property Act of 1944, as amended, is repealed.

Approved October 1, 1949.

Protection of U. S. interests.

Sale of property.

61 Stat. 680,
50 U. S. C., Supp.
II, app. § 1622 (g) (4).
Ante, p. 399.

[CHAPTER 593]

AN ACT

To authorize the carrying out of the provisions of article 7 of the treaty of February 3, 1944, between the United States and Mexico, regarding the joint development of hydroelectric power at Falcon Dam, on the Rio Grande, and for other purposes.

October 5, 1949

[H. R. 5773]

[Public Law 312]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in accordance with the provisions of understanding (a) of the Senate resolution of ratification of the treaty of February 3, 1944, between the United States and Mexico, the approval of the Congress is hereby given to the negotiation of an agreement, in accordance with the provisions of article 7 of said treaty, for the joint construction, operation, and maintenance on a self-liquidating basis for the United States share, by the two sections of the International Boundary and Water Commission, United States and Mexico, of facilities for generating hydroelectric energy at the Falcon Dam on the Rio Grande being constructed by the said Commission under the provisions of article 5 of the said treaty.

Falcon Dam.
Hydroelectric
power.

59 Stat. 1263.

59 Stat. 1231.

59 Stat. 1228.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the provisions of this Act: *Provided*, That funds heretofore appropriated to the Department of State under the heading "International Boundary and Water Commission, United States and Mexico" shall be available for expenditure for the purposes of this Act.

Appropriation
authorized.

Availability of
funds.

Ante, p. 451.

Approved October 5, 1949.

[CHAPTER 595]

AN ACT

To provide for the release of all the right, title, and interest of the United States in a certain portion of a tract of land conditionally granted by it to the county of Los Angeles.

October 5, 1949

[H. R. 524]

[Public Law 313]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed to convey, relinquish, and release to the county of Los Angeles, State of California, all the right, title, and interest of the United States in and to a certain portion of

Los Angeles County,
Calif.
Conveyance.

48 Stat. 1297.

the tract of land conditionally granted to the county of Los Angeles, State of California, under the Act entitled "An Act to convey certain land in the county of Los Angeles, State of California", approved March 24, 1933, as amended, such portion being more particularly described as follows:

"The north ten feet of lot 4 of tract numbered 949, in the city of Arcadia, county of Los Angeles, State of California, as shown on the map recorded in Book 17, page 13 of Maps, in the office of the recorder of the county of Los Angeles."

Approved October 5, 1949.

[CHAPTER 596]

AN ACT

October 5, 1949
[H. R. 640]
[Public Law 314]

To provide terminal leave pay for certain officers of the Navy and Marine Corps, and for other purposes.

Navy and Marine
Corps.
Terminal leave pay
for certain officers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any officer who (1) was separated from the Naval or Marine Corps Reserve after September 8, 1939, for the purpose of accepting a commission in the Regular Navy or Marine Corps; (2) was deprived of leave credit solely because of its having been accumulated prior to his so accepting a commission in the Regular Navy or Marine Corps; and (3) was on active duty on September 1, 1946, shall have such leave remain to his credit to the same extent as if he had not been so separated from such Reserve. Leave restored pursuant to this Act, which accrued prior to September 1, 1946, shall be treated as having been to his credit on August 31, 1946, and shall be settled and compensated for in the manner prescribed by the Armed Forces Leave Act of 1946, as amended, if application therefor is made within one year after the effective date of this Act.

60 Stat. 963.
37 U. S. C. §§ 32-37;
Supp. II, §§ 32-38.

Appropriation
authorized.

SEC. 2. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved October 5, 1949.

[CHAPTER 597]

AN ACT

October 5, 1949
[H. R. 2015]
[Public Law 315]

To authorize the Secretary of Agriculture to convey and exchange certain lands and improvements in Grand Rapids, Minnesota, for lands in the State of Minnesota, and for other purposes.

Grand Rapids,
Minn.
Conveyance.

36 Stat. 962.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, with the approval of the National Forest Reservation Commission as provided by sections 6 and 7 of the Act of March 1, 1911, as amended (16 U. S. C. 515, 516), and insofar as applicable, in accordance with the provisions of said Act, the Secretary of Agriculture is hereby authorized, in his discretion, to accept on behalf of the United States title to any lands in the State of Minnesota, within the boundaries of the Chippewa National Forest, and in exchange therefor to transfer and convey all or part of the structures and improvements situated on those certain tracts and parcels of land in Grand Rapids, county of Itasca, State of Minnesota, and more particularly described in a deed from the village of Grand Rapids, Minnesota, to the United States, dated November 3, 1938, and recorded in the office of the register of deeds, Itasca County, Minnesota, in book 148 of deeds, at page 264. Lands so accepted by the Secretary of Agriculture shall be of a value not less than the value of the improvements transferred and conveyed in exchange therefor and, upon acceptance, shall become parts of the

Chippewa National Forest and be subject to laws applicable to lands acquired under the Act of March 1, 1911 (36 Stat. 961), as amended.

SEC. 2. The Secretary of Agriculture is hereby authorized to convey, without consideration, by quitclaim deed, to the village of Grand Rapids, Itasca County, Minnesota, the land, exclusive of the structures and improvements, conveyed to the United States by the deed referred to in section 1 hereof.

Approved October 5, 1949.

16 U. S. C. §§ 513-519, 521, 552, 563, 480, 500.

[CHAPTER 598]

AN ACT

To extend the benefits of the annual and sick leave laws to part-time employees on regular tours of duty and to validate payments heretofore made for leave on account of services of such employees.

October 5, 1949
[H. R. 2619]
[Public Law 316]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That part-time officers and employees for whom there has been established a regular tour of duty covering not less than five days in any administrative workweek shall, unless otherwise excepted, be entitled to the benefits pro rata of the annual and sick leave Acts of March 14, 1936 (49 Stat. 1161 and 1162, respectively), and such Acts are hereby amended accordingly.

Government part-time employees.
Leave benefits.

SEC. 2. Any person who prior to the enactment of this Act received any amount the payment of which is authorized for the first time by this Act is hereby relieved of all liability to refund to the United States any such amount.

5 U. S. C. §§ 29a, 30b-30m; Supp. II, § 30b *et seq.*

Approved October 5, 1949.

[CHAPTER 599]

AN ACT

To amend section 5 of the Act approved July 10, 1890, as amended, relating to the admission into the Union of the State of Wyoming, so as to permit the leasing of school lands within such State for mineral purposes for terms in excess of ten years.

October 5, 1949
[H. R. 2678]
[Public Law 317]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act entitled "An Act to provide for the admission of the State of Wyoming into the Union, and for other purposes", approved July 10, 1890, as amended (48 Stat. 350), is hereby further amended by striking out the words "mineral leases including leases for exploration for oil and gas and the extraction thereof for a term not longer than ten years;".

Wyoming school lands.
Mineral leases.

Approved October 5, 1949.

[CHAPTER 600]

AN ACT

To authorize advances of pay to personnel of the armed services upon permanent change of station, and for other purposes.

October 5, 1949
[H. R. 4050]
[Public Law 318]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) upon permanent change of station, commissioned and warrant officers, and enlisted men of the armed services, may be paid in advance under such regulations as the heads of the departments concerned may prescribe: *Provided,* That such advance payments shall not exceed three months' pay in any one case.

Armed services.
Advance payments.

Duty at distant stations.

(b) When on duty at distant stations where the pay and emoluments to which they are entitled cannot be disbursed regularly, commissioned and warrant officers, and enlisted men of the armed services, may have their pay and emoluments advanced under such regulations as the heads of the departments concerned may prescribe.

Unliquidated amount.

(c) The regulations prescribed for the administration of this section shall, insofar as practicable, be uniform for the services concerned.

SEC. 2. In the event the person to whom an advance of pay is made pursuant to section 1 of this Act dies or is separated from the service for any reason prior to the liquidation of such advance, the amount remaining unliquidated at the time of death or separation shall be passed to credit in the account of the disbursing officer concerned: *Provided*, That such amount remaining unliquidated shall remain a debt from such person or his estate due the United States.

Repeals.

SEC. 3. (a) Section 1563 of the Revised Statutes (34 U. S. C. A. 875) is hereby repealed.

(b) That part of paragraph 1, subheading "Pay of the Navy", heading "Bureau of Supplies and Accounts" of the Act of March 4, 1917 (39 Stat. 1181; 34 U. S. C. A. 875), which authorizes advances in pay to officers of the Navy and Marine Corps under certain conditions, is hereby repealed.

Approved October 5, 1949.

[CHAPTER 601]

AN ACT

October 5, 1949
[H. R. 4875]
[Public Law 319]

To amend title 28 of the United States Code relating to travel expense allowances for Government employee witnesses.

Title 28, U. S. Code, amendment.

62 Stat. 950,
28 U. S. C., Supp.
II, § 1823 (a).
Ante, p. 103.

Travel expenses of witnesses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 1823 (a) of title 28, United States Code, is amended by striking out "5 cents" and "\$6" and inserting in lieu "7 cents" and "\$9", respectively. Accordingly said section 1823 (a) of title 28, United States Code, is amended to read as follows:

"Sec. 1823. United States officers and employees.

"(a) Any officer or employee of the United States or any agency thereof, summoned as a witness on behalf of the United States, shall be paid his necessary expenses incident to travel by common carrier, and if travel is made by privately owned automobile mileage at a rate not to exceed 7 cents per mile, together with a per diem allowance not to exceed \$9 in lieu of subsistence under regulations prescribed by the Attorney General. Such expenses for appearing as a witness in any case involving the activity in connection with which such person is employed shall be payable from the appropriation otherwise available for travel expenses of such officer or employee under proper certification by a certifying officer of the department or agency concerned."

Approved October 5, 1949.

[CHAPTER 602]

AN ACT

October 5, 1949
[H. R. 5465]
[Public Law 320]

To amend section 4 (e) of the Civil Service Retirement Act of May 29, 1930, as amended.

Civil Service Retirement Act, amendment.
53 Stat. 1201.
5 U. S. C., Supp. II, § 698 (e).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 (e) of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by substituting a colon for the period at the end thereof and adding the following: "*Provided*, That in cases of officers and employees paid on a fee basis, the maximum basic salary, pay, or com-

pensation' which may be used for the purposes of this Act shall be \$10,000 per annum."

SEC. 2. This amendment shall become effective April 1, 1948.

Approved October 5, 1949.

Effective date.

[CHAPTER 603]

AN ACT

Authorizing transfer of land to the county of Bernalillo, State of New Mexico, for a hospital site.

October 5, 1949
[H. R. 5670]
[Public Law 321]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized, if he finds it to be for the best interest of the United States and the Indians of New Mexico, to convey to the county of Bernalillo, State of New Mexico, upon payment by said county of one-half of the appraised fair market value thereof, as determined by the Secretary, such portion of the land in the city of Albuquerque, county of Bernalillo, State of New Mexico, now set aside and reserved for the use of the Bureau of Indian Affairs for hospital purposes as he may find necessary or desirable to enable said premises to be used for the construction and operation of a hospital by the county of Bernalillo, State of New Mexico: *Provided*, That if the county of Bernalillo and the Commissioner of Indian Affairs shall enter into a contract or contracts whereby facilities for the treatment of Indians are to be made available at a hospital constructed upon land transferred to the county of Bernalillo under the terms of this Act, of a value equal to or in excess of one-half of the appraised fair market value of the property so transferred, the Secretary of the Interior may make such transfer without reimbursement to the Treasury of the United States.

Bernalillo County,
N. Mex.
Conveyance.

Contracts.

Approved October 5, 1949.

[CHAPTER 604]

AN ACT

To confer jurisdiction on the State of California over the lands and residents of the Agua Caliente Indian Reservation in said State, and for other purposes.

October 5, 1949
[H. R. 5310]
[Public Law 322]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That on and after January 1, 1950, all lands located on the Agua Caliente Indian Reservation in the State of California, and the Indian residents thereof, shall be subject to the laws, civil and criminal, of the State of California, but nothing contained in this section shall be construed to authorize the alienation, encumbrance, or taxation of the lands of the reservation, or rights of inheritance thereof whether tribally or individually owned, so long as the title to such lands is held in trust by the United States, unless such alienation, encumbrance, or taxation is specifically authorized by the Congress.

Agua Caliente In-
dian Reservation.
Jurisdiction of Cali-
fornia.

SEC. 2. Notwithstanding any other provision of law or the allotment in severalty to Indians of the Agua Caliente Indian Reservation, and subject to the provisions of section 3 of this Act, no valid and existing permit covering lands located on the reservation, the terms of which have been fully met by the permittee, shall be terminated without the consent of the permittee prior to December 31, 1950.

Termination of per-
mit.

SEC. 3. The city of Palm Springs in Riverside County, California, with the approval of the Secretary of the Interior, and subsequent to an appropriate resolution adopted by the business committee of the Agua Caliente Band of Mission Indians, giving approval, is hereby granted an easement not to exceed sixty feet in width for public use,

Palm Springs, Calif.
Easement.

Compensation for
detriment.

and the widening and improvement of Indian Avenue along and upon section 14, township 4 south, range 4 east, San Bernardino base and meridian, in said city, said easement generally following and adjoining the west section line, but within the confines of its middle portion, for the isolation and preservation of the Indian Hot Springs and the palm trees in said area, the center line of said easement shall follow an arc having a radius of one thousand two hundred seventy feet, the center and most easterly portion of the arc being one hundred forty feet east of the quarter section corner of said section 14. Said city also is granted an easement for similar purposes along and upon the westerly ten feet of said section 14, lying within the arc. Said improvements shall be made at the expense of said city: *Provided*, That any holder of a valid permit covering land affected by the said widening of Indian Avenue shall be entitled to just compensation from said city of Palm Springs for the detriment suffered, taking into consideration benefits deriving from such improvement.

Approved October 5, 1949.

[CHAPTER 605]

AN ACT

October 5, 1949
[H. R. 5342]
[Public Law 323]

To authorize the Secretary of Defense to lend certain Army, Navy, and Air Force equipment to the Boy Scouts of America for use at the Second National Jamboree of the Boy Scouts.

Boy Scouts of Amer-
ica.
Use of armed serv-
ices' equipment.

39 Stat. 227.
36 U. S. C. §§ 21-29.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Secretary of Defense is hereby authorized, under such regulations as he may prescribe, to lend to the Boy Scouts of America, a corporation created under the Act of June 15, 1916, for use at the Second National Jamboree of the Boy Scouts to be held during the period beginning June 30, 1950, and ending July 6, 1950, at Valley Forge Park, Pennsylvania, in celebration of the fortieth anniversary of the founding of the Boy Scouts of America and as the culmination of their crusade to "Strengthen the Arm of Liberty", such tents, cots, blankets, commissary equipment, flags, refrigerators, and other articles of equipment as may be necessary or useful for the accommodation of the approximately forty thousand Scouts and officials who are to attend such jamboree.

(b) Such equipment is authorized to be delivered at such time prior to the holding of such jamboree, and to be returned at such time after the close of such jamboree, as may be agreed upon by the Secretary of Defense and the National Council, Boy Scouts of America. No expense shall be incurred by the United States for the delivery and return of such equipment.

Bond.

(c) The Secretary of Defense, before delivering such property, shall take from the Boy Scouts of America a good and sufficient bond for the safe return of such property in good order and condition, and the whole without expense to the United States.

Approved October 5, 1949.

[CHAPTER 618]

AN ACT

October 6, 1949
[H. R. 2437]
[Public Law 324]

To amend the Act entitled "An Act to fix and regulate the salaries of teachers, school officers, and other employees of the Board of Education of the District of Columbia, and for other purposes", approved July 7, 1947.

District of Colum-
bia Teachers' Salary
Act of 1947, amend-
ments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That article II of title I of the Act entitled "An Act to fix and regulate the salaries

of teachers, school officers, and other employees of the Board of Education of the District of Columbia, and for other purposes", approved July 7, 1947, be and the same hereby is amended by striking out the following words and figures.

61 Stat. 250.

"CLASS 13—PRINCIPALS IN ELEMENTARY SCHOOLS WITH SIXTEEN OR MORE ROOMS, AND PRINCIPALS IN AMERICANIZATION SCHOOLS

"A basic salary of \$4,300 per year, with an annual increase in salary of \$100 for ten years, or until a maximum salary of \$5,300 per year is reached."

and inserting in lieu thereof the following:

"CLASS 13—PRINCIPALS IN ELEMENTARY SCHOOLS AND PRINCIPALS IN AMERICANIZATION SCHOOLS

"A basic salary of \$4,300 per year, with an annual increase in salary of \$100 for ten years, or until a maximum salary of \$5,300 per year is reached."

SEC. 2. Paragraph (ap) of section 6 of title III of said Act is hereby amended by inserting the following at the end of said paragraph: "No longevity increases for placement as provided in this paragraph shall be granted to any probationary or temporary teacher, librarian, research assistant, counselor, or instructor in the teachers colleges appointed after June 30, 1949, to group C in salary classes 1 to 8, inclusive, in article I of title I, unless credit for such increases is based upon approved teaching or other service rendered after the master's degree had been conferred upon the appointee: *Provided*, That this limitation on placement credit shall not apply to appointments made from current eligible lists effective on July 1, 1949."

61 Stat. 257.

SEC. 3. Section 6 of title III of said Act is further amended by inserting at the end thereof a new paragraph to be lettered "(ar)" and to read as follows: "Every permanent and probationary teacher, librarian, research assistant, counselor, and instructor in the teachers colleges in the employ of the Board of Education on June 30, 1947, who either possessed a master's degree on June 30, 1947, or shall have received a master's degree during the fiscal year ending June 30, 1948, and whose salary during the fiscal year ending June 30, 1948, was less than \$3,500, shall be entitled to receive in lieu thereof a salary of \$3,000 per annum plus longevity increases for placement in group C in salary classes 1 to 8, inclusive, in article I of title I, of \$100 for each year of like service in the public schools of the District of Columbia acceptable to and approved by the Board of Education, including military leave and educational leave with part pay, subsequent to probationary appointment and prior to July 1, 1947, but for not more than the fifth year of such service, to be effective as of July 1, 1947, or on the first of the month immediately following the date on which the master's degree was conferred, whichever is later, and shall be entitled to receive annual increases thereafter in accordance with the provisions of sections 5 and 7 of this Act. The provisions of this paragraph shall not operate to reduce the amount of annual compensation of any teacher, librarian, research assistant, counselor, or instructor in the teachers colleges, below the amount of annual compensation received by him during the fiscal year ending June 30, 1948."

61 Stat. 249.

61 Stat. 254.

Teachers, etc., with
masters' degrees.

61 Stat. 249.

Annual increases.

61 Stat. 253, 257.

61 Stat. 260.

SEC. 4. (a) Paragraph (b) of section 21 of title V of said Act is hereby amended to read as follows: "After the effective date of this Act, the Act entitled 'An Act for the retirement of the public-school teachers in the District of Columbia', approved August 7, 1946, shall apply to permanent employees of the Board of Education whose salaries are fixed by this Act, and all references in said Act to the

60 Stat. 875.
D. C. Code, Supp.
VII, §§ 31-721 to 31-
739.

59 Stat. 488.
D. C. Code, Supp.
VII, §§ 31-638 to 31-
658.

District of Columbia Teachers' Salary Act of 1945, as amended, shall be interpreted to apply to this Act. Nothing in this subsection shall require the recomputation of the annuity of any person retired under the Act of August 7, 1946, prior to the effective date of this Act, or of any person retired prior to the effective date of the Act of August 7, 1946, whose annuity is computed in accordance with the provisions of that Act."

(b) This section shall be effective as of July 1, 1947.

Effective date.

SEC. 5. This Act except as otherwise provided herein shall become effective on July 1, 1948.

Approved October 6, 1949.

[CHAPTER 619]

AN ACT

October 6, 1949
[H. R. 3420]
[Public Law 325]

To authorize the exchange of wildlife refuge lands within the State of Washington.

Washington.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized, in his discretion, at any time within ten years from the date of the approval of this Act, to accept from the State of Washington on behalf of the United States title to any lands in the State of Washington which he deems chiefly valuable for wildlife refuge purposes, and which are equivalent in value to the lands of the United States within the Skagit National Wildlife Refuge, and in exchange therefor to convey by deed on behalf of the United States to the State of Washington the said lands of the United States in the Skagit National Wildlife Refuge.

Administration.

SEC. 2. Any lands acquired by the Secretary of the Interior under the terms of this Act, if located within or adjacent to an existing wildlife refuge or reservation, immediately shall become a part of such refuge or reservation and shall be administered under the laws and regulations applicable thereto, and, if not so located, may be administered as a migratory-waterfowl management area, refuge, reservation, or breeding ground in accordance with the provisions of the Act of August 14, 1946 (60 Stat. 1080), and Acts supplementary thereto.

16 U. S. C. §§ 661-
666c; Supp. II, § 661
et seq.

Approved October 6, 1949.

[CHAPTER 620]

AN ACT

October 6, 1949
[H. R. 3926]
[Public Law 326]

To rename a game sanctuary in the Harney National Forest as the "Norbeck Wildlife Preserve", and for other purposes.

Norbeck Wildlife
Preserve, S. Dak.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That from and after the approval of this Act, that portion of the Harney National Forest in the Black Hills of South Dakota heretofore known as the Custer State Park Game Sanctuary and adjoining or in the vicinity of the Custer State Park and the Mount Rushmore National Memorial reservation and referred to in the Act of June 5, 1920 (Public Law 258 of the Sixty-sixth Congress, 41 Stat. 986), as amended, and the Act of June 24, 1948 (Public Law 747 of the Eightieth Congress, 62 Stat. 580), shall be known and designated as the Norbeck Wildlife Preserve and that all records, surveys, maps, and public documents of the United States and of the State of South Dakota in which Custer State Park Game Sanctuary is referred to shall be held to refer to the Norbeck Wildlife Preserve.

16 U. S. C. §§ 675-
678; Supp. II, § 678.

16 U. S. C., Supp.
II, §§ 678a, 678b.

SEC. 2. That portion of the Mount Rushmore National Memorial reservation which lies in the west half of the west half of section 17;

and the southeast quarter of the northeast quarter, and the east half of the southeast quarter of section 18; and the northeast quarter, and the southeast quarter of the southeast quarter of section 19; and the northwest quarter, and the southwest quarter of section 20; and the northwest quarter of the northwest quarter of section 29; and the north one hundred and thirty-five feet of the west one hundred and forty-five feet of the south half of the southeast quarter of the northwest quarter of the southeast quarter of section 7; township 2 south, range 6 east, of the Black Hills meridian, Pennington County, South Dakota, in all approximately five hundred five and twenty-five one-hundredths acres, more or less, embracing Iron Mountain and the so-called Iron Mountain Road and the so-called Grizzly Creek Campground is hereby restored to the Harney National Forest and made a part of the Norbeck Wildlife Preserve.

SEC. 3. The Secretary of Agriculture, in his discretion, is authorized to permit the placing upon Iron Mountain without cost to the Government a suitable plaque to commemorate the notable service to conservation of Peter Norbeck, a former Governor of, and United States Senator from, the State of South Dakota.

Approved October 6, 1949.

Peter Norbeck.
Commemorative
plaque.

[CHAPTER 621]

AN ACT

Making appropriations for foreign aid for the fiscal year ending June 30, 1950, and for other purposes.

October 6, 1949
[H. R. 4830]
[Public Law 327]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1950, namely:

Foreign Aid Approp-
riation Act, 1950.

TITLE I

LEGISLATIVE BRANCH

SENATE

CONTINGENT EXPENSES OF THE SENATE

Joint Committee on Foreign Economic Cooperation: For salaries and expenses of the Joint Committee on Foreign Economic Cooperation, as authorized by Public Law 472, Eightieth Congress, as amended by Public Law 47, Eighty-first Congress, including per diem and subsistence expenses, without regard to the Travel Expense Act of 1949, approved June 9, 1949, from October 2, 1949, to June 30, 1950, \$110,000: *Provided*, That the amount herein appropriated shall include all expenses necessary to liquidate the affairs of the joint committee not later than June 30, 1950.

62 Stat. 137.
22 U. S. C., Supp.
II, § 1501 *et seq.*
Ante, p. 50.
Ante, p. 166.

FUNDS APPROPRIATED TO THE PRESIDENT

ECONOMIC COOPERATION

For expenses necessary to enable the President to carry out the provisions of the Economic Cooperation Act of 1948, as amended by the Act of April 19, 1949 (Public Law 47), for the period commencing April 3, 1949, through June 30, 1949, including expenses of attendance at meetings concerned with the purposes of this appropriation (not to exceed \$6,000); hire of passenger motor vehicles; maintenance and

62 Stat. 137.
22 U. S. C., Supp.
II, § 1501 *et seq.*
Ante, p. 50.

62 Stat. 983.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.
31 U. S. C. § 543.

62 Stat. 1055.

62 Stat. 137.
22 U. S. C., Supp.
II, § 1501 *et seq.*
Ante, p. 50.

62 Stat. 983.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.

31 U. S. C. § 543.

Consolidation of ap-
propriations.

Administrative ex-
penses.

62 Stat. 153.
22 U. S. C., Supp.
II, § 1513 (f).
Ante, p. 50.

62 Stat. 146.
22 U. S. C., Supp.
II, § 1509 (c) (2).
Ante, p. 52.

Allocation of local
currency for publicity.
Ante, p. 54.

operation and hire of aircraft; payment of damage claims pursuant to law (28 U. S. C. 2672); health service program as authorized by law (5 U. S. C. 150); rents in the District of Columbia; transportation of privately owned automobiles; entertainment (not to exceed \$6,000); exchange of funds without regard to section 3651 of the Revised Statutes; and loss by exchange; \$1,074,000,000: *Provided*, That not to exceed \$4,400,000 in the aggregate shall be available from this appropriation and the appropriation under this head in the Foreign Aid Appropriation Act, 1949, for administrative expenses during the period April 3, 1949, through June 30, 1949.

For expenses necessary to enable the President to carry out the provisions of the Economic Cooperation Act of 1948, as amended by the Act of April 19, 1949 (Public Law 47), for the fiscal year ending June 30, 1950, including expenses of attendance at meetings concerned with the purposes of this appropriation (not to exceed \$30,000); purchase (not to exceed two) and hire of passenger motor vehicles; maintenance and operation and hire of aircraft; payment of damage claims pursuant to law (28 U. S. C. 2672); health service program as authorized by law (5 U. S. C. 150); rents in the District of Columbia; transportation of privately owned automobiles; entertainment (not to exceed \$25,000); exchange of funds without regard to section 3651 of the Revised Statutes; and loss by exchange; \$3,628,380,000, of which not to exceed \$350,000 shall be available for expenditures of a confidential character (other than entertainment) under the direction of the Administrator or the Deputy Administrator, who shall make a certificate of the amount of each such expenditure which he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the amount therein specified: *Provided*, That this appropriation shall be consolidated and merged with appropriations under this head for prior periods, and such consolidated appropriation may be used during the fiscal year 1950 within limitations herein specified: *Provided further*, That not to exceed \$16,500,000 of such consolidated appropriation shall be available for administrative expenses during the fiscal year 1950, of which not more than \$25,000 shall be available to the Administrator for any further action he may consider advisable to carry out the provisions of section 115 (f) of the Economic Cooperation Act of 1948, as amended by the Act of April 19, 1949 (Public Law 47): *Provided further*, That the Administrator is authorized to issue notes from time to time during the fiscal year 1950 for purchase by the Secretary of the Treasury in an amount not exceeding in the aggregate \$150,000,000, for the purpose of allocating funds during such fiscal year to the Export-Import Bank of Washington for assistance on credit terms under the provisions of said Act; and the provisions of paragraph (2) of section 111 (c) of said Act shall, to the extent applicable, be applicable to the notes authorized to be issued in this proviso and to all functions of the Administrator, the Secretary of the Treasury, and the Export-Import Bank of Washington in extending the assistance provided for herein.

The Administrator shall utilize such amounts of the local currency allocated pursuant to section 115 (h) of Public Law 472, Eightieth Congress, as amended, as may be necessary, to give full and continuous publicity through the press, radio, and all other available media, so as to inform the peoples of the participating countries regarding the assistance, including its purpose, source, and character, furnished by the American taxpayer.

ASSISTANCE TO GREECE AND TURKEY

For an additional amount for "Assistance to Greece and Turkey", as authorized by the Act of May 22, 1947 (61 Stat. 103), as amended

22 U. S. C., Supp.
II, §§ 1401-1410.

and supplemented, to be available immediately, \$45,000,000, which, together with the amounts heretofore appropriated under this head, shall remain available until June 30, 1950; and the existing limitation under this head in the Foreign Aid Appropriation Act, 1949, on the amount available for administrative expenses, shall continue in effect; and the existing limitation under said head on the amount available for such expenses in the District of Columbia is increased from "\$400,000" to "\$425,000": *Provided*, That said limitations shall apply only to the administrative expenses of the Department of State.

62 Stat. 1056.

Applicability of limitations.

CHINESE STUDENTS

The President is authorized and directed to allocate to the Secretary of State not to exceed the sum of \$4,000,000 out of any unobligated balance of the amount made available under section 12 of the Act entitled "An Act to amend the Economic Cooperation Act of 1948", approved April 19, 1949 (Public Law 47, Eighty-first Congress), to be used, under such regulations as the Secretary of State may prescribe, for necessary expenses of tuition, subsistence, and return passage to China for selected citizens of China to study in accredited colleges, universities, or other educational institutions in the United States approved by the Secretary of State for the purposes of this paragraph; such amount to remain available until expended.

Ante, p. 55.

NATIONAL MILITARY ESTABLISHMENT

DEPARTMENT OF THE ARMY—CIVIL FUNCTIONS

GOVERNMENT AND RELIEF IN OCCUPIED AREAS

For expenses, not otherwise provided for, necessary to meet the responsibilities and obligations of the United States in connection with the government or occupation of certain foreign areas, including personal services in the District of Columbia and elsewhere and, subject to such authorizations and limitations as may be prescribed by the head of the department or agency concerned, tuition, personal allowances (not to exceed \$10 per day), travel expenses (not to exceed those authorized for like United States military or civilian personnel), and fees incident to instruction in the United States or elsewhere of such persons as may be required to carry out the provisions of this appropriation; travel expenses and transportation; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not in excess of \$50 per diem for individuals; health service program as authorized by law (5 U. S. C. 150); payment of claims pursuant to law (28 U. S. C. 2672); translation rights, photographic work, educational exhibits, and dissemination of information, including preview and review expenses incident thereto; expenses incident to the operation of schools for American children; printing and binding; purchase and hire of passenger motor vehicles and aircraft; repair and maintenance of buildings, utilities, facilities, and appurtenances; contingencies for the United States commanders, commissioners, or other administrators of foreign areas, to be expended in their respective discretions (not exceeding amounts authorized or approved by the head of the department or agency concerned); such minimum supplies for the civilian populations of such areas as may be essential to prevent starvation, disease, or unrest, prejudicial to the objectives sought to be accomplished; and such supplies, commodities, and equipment as may be essential to carry out the purposes of this appropriation; \$912,500,000, of which not to exceed \$42,500,000 shall be available for administrative expenses: *Provided*, That the general provisions of the appropriation Act for

Tuition.

60 Stat. 810.

60 Stat. 903.

62 Stat. 983.

28 U. S. C., Supp. II, § 2672.

Ante, pp. 62, 106.

Minimum supplies for civilian populations.

Administrative expenses.

Post, p. 1017.

50 U. S. C. § 175; 10
U. S. C. § 1339; 31
U. S. C. § 529; 40
U. S. C. §§ 255, 257,
267.

41 U. S. C. § 5.
Ante, p. 403.

62 Stat. 21.
41 U. S. C., Supp. II,
§§ 151-161; 5 U. S. C.,
Supp. II, §§ 219b, 412b,
626e.

62 Stat. 137.
22 U. S. C., Supp.
II, § 1501 *et seq.*
Ante, p. 50.
Procurement of
commodities and tech-
nical services.

Bilateral agreement.

61 Stat. 935.
22 U. S. C., Supp.
II, § 1411 note.
Payment of certain
transportation
charges.

Transportation
rates on relief pack-
ages.

Transfer of func-
tions and funds.

the fiscal year 1950 for the military functions of the Department of the Army shall apply to expenditures made by that Department from this appropriation: *Provided further*, That expenditures from this appropriation may be made outside continental United States, when necessary to carry out its purposes, without regard to sections 355, 1136, 3648, and 3734, Revised Statutes, as amended, civil service or classification laws, or provisions of law prohibiting payment of any person not a citizen of the United States: *Provided further*, That expenditures from this appropriation may be made, when necessary to carry out its purposes, without regard to section 3709, Revised Statutes, as amended, and the Armed Services Procurement Act of 1947 (Public Law 413, Eightieth Congress): *Provided further*, That expenditures may be made hereunder for the purposes of economic rehabilitation in the occupied areas in such manner as to be consistent with the general objectives of the Economic Cooperation Act of 1948, as amended: *Provided further*, That funds appropriated hereunder and unexpended at the time of the termination of occupation by the United States, of any area for which such funds are made available, may be expended by the President for the procurement of such commodities and technical services, and commodities procured from funds herein or heretofore appropriated for government and relief in occupied areas and not delivered to such an area prior to the time of the termination of occupation, may be utilized by the President, as may be necessary to assist in the maintenance of the political and economic stability of such areas: *Provided further*, That before any such assistance is made available, an agreement shall be entered into between the United States and the recognized government or authority with respect to such area containing such undertakings by such government or authority as the President may determine to be necessary in order to assure the efficient use of such assistance in furtherance of such purposes: *Provided further*, That such agreement shall, when applicable, include requirements and undertakings corresponding to the requirements and undertakings specified in sections 5, 6, and 7 of the Foreign Aid Act of 1947 (Public Law 389, approved December 17, 1947): *Provided further*, That funds appropriated hereunder may be used, insofar as practicable, and under such rules and regulations as may be prescribed by the head of the department or agency concerned, to pay ocean transportation charges from United States ports, including territorial ports, to ports in Japan and the Ryukyus for the movement of supplies donated to, or purchased by, United States voluntary nonprofit relief agencies registered with and recommended by the Advisory Committee on Voluntary Foreign Aid or of relief packages consigned to individuals residing in such countries: *Provided further*, That under the rules and regulations to be prescribed, the head of the department or agency concerned shall fix and pay a uniform rate per pound for the ocean transportation of all relief packages of food or other general classification of commodities shipped to Japan or the Ryukyus regardless of methods of shipment and higher rates charged by particular agencies of transportation, but this proviso shall not apply to shipments made by individuals to individuals: *Provided further*, That the President may transfer to any other department or agency any function or functions provided for under this appropriation, and there shall be transferred to any such department or agency such unobligated balances of this appropriation and, without reimbursement and without regard to the appropriation from which procured, such property as the Director of the Bureau of the Budget shall determine to relate primarily to any function or functions so transferred; and any funds

so transferred may be expended either under the authority contained herein or under the authority governing the activities of the department or agency concerned: *Provided further*, That when the Department of the Army, under the authority of the Act of March 3, 1911, as amended (10 U. S. C. 1253), furnishes subsistence supplies to personnel of civilian agencies of the United States Government serving in Germany, payment therefor by such personnel shall be made without regard to the 10 per centum additional charge required by said Act, but payment for subsistence supplies by such personnel shall be at the same rate as is paid by civilian personnel of the Department of the Army serving in Germany.

Payment for civilian supplies in Germany.

36 Stat. 1047.

TITLE II—GENERAL PROVISIONS

SEC. 201. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

SEC. 202. During the fiscal year ending June 30, 1950, the Department of the Army is authorized to operate the Morgantown Ordnance Works at Morgantown, West Virginia, the Ohio River Ordnance Works at West Henderson, Kentucky, and the San Jacinto Ordnance Works at San Jacinto, Texas, and to use the appropriation herein made for Government and Relief in Occupied Areas for the production of anhydrous ammonia for the manufacture of nitrogenous fertilizer materials or nitrogenous compounds for its use in the occupied countries and for sale for use in the Republic of South Korea. From the proceeds of materials sold there shall be credited to the appropriation for "Government and relief in occupied areas" an amount equivalent to the cost of production of such materials and any balance to miscellaneous receipts of the Treasury. Section 205 of Public Law 793, Eightieth Congress, and any other laws in conflict herewith, are repealed effective June 30, 1949.

Operation of certain ordnance works.

Production and sale of nitrogenous fertilizer materials by Department of Army.

62 Stat. 1059.

Short title.

SEC. 203. This Act may be cited as the "Foreign Aid Appropriation Act, 1950".

Approved October 6, 1949.

[CHAPTER 622]

AN ACT

October 6, 1949
[H. R. 4943]
[Public Law 328]

To amend the Act providing for the admission of the State of Idaho into the Union by increasing the period for which leases may be made of public lands granted to the State by such Act for educational purposes.

Idaho.
Lease of school
lands.

26 Stat. 216.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second sentence of section 5 of the Act entitled "An Act to provide for the admission of the State of Idaho into the Union", approved July 3, 1890 (26 Stat. 215), as amended by the Act of February 6, 1942 (56 Stat. 48, ch. 36), is amended by inserting after the words "ten years," the words "and in the case of an oil, gas, or other hydrocarbon lease, for as long thereafter as such product is produced".

Approved October 6, 1949.

[CHAPTER 626]

AN ACT

October 6, 1949
[H. R. 5895]
[Public Law 329]

To promote the foreign policy and provide for the defense and general welfare of the United States by furnishing military assistance to foreign nations.

Mutual Defense As-
sistance Act of 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Mutual Defense Assistance Act of 1949".

FINDINGS AND DECLARATION OF POLICY

The Congress of the United States reaffirms the policy of the United States to achieve international peace and security through the United Nations so that armed force shall not be used except in the common interest. The Congress hereby finds that the efforts of the United States and other countries to promote peace and security in furtherance of the purposes of the Charter of the United Nations require additional measures of support based upon the principle of continuous and effective self-help and mutual aid. These measures include the furnishing of military assistance essential to enable the United States and other nations dedicated to the purposes and principles of the United Nations Charter to participate effectively in arrangements for individual and collective self-defense in support of those purposes and principles. In furnishing such military assistance, it remains the policy of the United States to continue to exert maximum efforts to obtain agreements to provide the United Nations with armed forces as contemplated in the Charter and agreements to achieve universal control of weapons of mass destruction and universal regulation and reduction of armaments, including armed forces, under adequate safeguards to protect complying nations against violation and evasion.

The Congress hereby expresses itself as favoring the creation by the free countries and the free peoples of the Far East of a joint organization, consistent with the Charter of the United Nations, to establish a program of self-help and mutual cooperation designed to develop their economic and social well-being, to safeguard basic rights and liberties and to protect their security and independence.

The Congress recognizes that economic recovery is essential to international peace and security and must be given clear priority. The Congress also recognizes that the increased confidence of free peoples in their ability to resist direct or indirect aggression and to maintain internal security will advance such recovery and support political stability.

TITLE I

NORTH ATLANTIC TREATY COUNTRIES

SEC. 101. In view of the coming into force of the North Atlantic Treaty and the establishment thereunder of the Council and the Defense Committee which will recommend measures for the common defense of the North Atlantic area, and in view of the fact that the task of the Council and the Defense Committee can be facilitated by immediate steps to increase the integrated defensive armed strength of the parties to the treaty, the President is hereby authorized to furnish military assistance in the form of equipment, materials, and services to such nations as are parties to the treaty and have heretofore requested such assistance. Any such assistance furnished under this title shall be subject to agreements, further referred to in section 402, designed to assure that the assistance will be used to promote an integrated defense of the North Atlantic area and to facilitate the development of defense plans by the Council and the Defense Committee under article 9 of the North Atlantic Treaty and to realize unified direction and effort; and after the agreement by the Government of the United States with defense plans as recommended by the Council and the Defense Committee, military assistance hereunder shall be furnished only in accordance therewith.

Furnishing of military assistance.

Agreements.

Post, p. 717.

SEC. 102. There are hereby authorized to be appropriated to the President for the period through June 30, 1950, out of any moneys in the Treasury not otherwise appropriated, for carrying out the provisions and accomplishing the policies and purposes of this title, not to exceed \$500,000,000, of which not to exceed \$100,000,000 shall be immediately available upon appropriation, and not to exceed \$400,000,000 shall become available when the President of the United States approves recommendations for an integrated defense of the North Atlantic area which may be made by the Council and the Defense Committee to be established under the North Atlantic Treaty. The recommendations which the President may approve shall be limited, so far as expenditures by the United States are concerned, entirely to the amount herein authorized to be appropriated and the amount authorized hereinafter as contract authority.

Appropriation authorized.
Post, p. 975.

Restrictions.

SEC. 103. In addition to the amount authorized to be appropriated under section 102, the President shall have authority, within the limits of specific contract authority which may be hereafter granted to him in an appropriation Act, to enter into contracts for carrying out the provisions and accomplishing the policies and purposes of this title in amounts not exceeding in the aggregate \$500,000,000 during the period ending June 30, 1950, and there are hereby authorized to be appropriated for expenditure after June 30, 1950, such sums as may be necessary to pay obligations incurred under such contract authorization. No contract authority which may be granted pursuant to the provisions of this section shall be exercised by the President until such time as he has approved recommendations for an integrated defense of the North Atlantic area which may be made by the Council and the Defense Committee to be established under the North Atlantic Treaty.

Contract authority.

Appropriation authorized.
Post, p. 975.

SEC. 104. None of the funds made available for carrying out the provisions of this Act or the Act of May 22, 1947, as amended, shall be utilized (a) to construct or aid in the construction of any factory or other manufacturing establishment outside of the United States or to provide equipment or machinery (other than machine tools) for any such factory or other manufacturing establishment, (b) to defray the cost of maintaining any such factory or other manufacturing establishment, (c) directly or indirectly to compensate any nation or any

Restrictions on use of funds.
61 Stat. 103.
22 U. S. C., Supp.
II, §§ 1401-1410.

governmental agency or person therein for any diminution in the export trade of such nation resulting from the carrying out of any program of increased military production or to make any payment, in the form of a bonus, subsidy, indemnity, guaranty, or otherwise, to any owner of any such factory or other manufacturing establishment as an inducement to such owner to undertake or increase production of arms, ammunition, implements of war, or other military supplies, or (d) for the compensation of any person for personal services rendered in or for any such factory or other manufacturing establishment, other than personal services of a technical nature rendered by officers and employees of the United States for the purpose of establishing or maintaining production by such factories or other manufacturing establishments to effectuate the purposes of this Act and in conformity with desired standards and specifications.

TITLE II

GREECE AND TURKEY

Appropriation au-
thorized.
Post, p. 975.

61 Stat. 103.
22 U. S. C., Supp.
II, §§ 1401-1410.

SEC. 201. In addition to the amounts heretofore authorized to be appropriated, there are hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, not to exceed \$211,370,000 to carry out the provisions of the Act of May 22, 1947, as amended, for the period through June 30, 1950.

TITLE III

OTHER ASSISTANCE

Iran, Korea, and
Philippines.

Appropriation au-
thorized.
Post, p. 975.

China.
Appropriation au-
thorized.
Post, p. 975.

SEC. 301. The President, whenever the furnishing of such assistance will further the purposes and policies of this Act, is authorized to furnish military assistance as provided in this Act to Iran, the Republic of Korea, and the Republic of the Philippines.

SEC. 302. There are hereby authorized to be appropriated to the President for the period through June 30, 1950, out of any moneys in the Treasury not otherwise appropriated, for carrying out the provisions and accomplishing the purposes of section 301, not to exceed \$27,640,000.

SEC. 303. In consideration of the concern of the United States in the present situation in China, there is hereby authorized to be appropriated to the President, out of any moneys in the Treasury not otherwise appropriated, the sum of \$75,000,000 in addition to funds otherwise provided as an emergency fund for the President, which may be expended to accomplish in that general area the policies and purposes declared in this Act. Certification by the President of the amounts expended out of funds authorized hereunder, and that it is inadvisable to specify the nature of such expenditures, shall be deemed a sufficient voucher for the amounts expended.

TITLE IV

GENERAL PROVISIONS

Transfer of equip-
ment, etc.

Post, p. 717.

Restriction.

SEC. 401. Military assistance may be furnished under this Act, without payment to the United States except as provided in the agreements concluded pursuant to section 402, by the provision of any service, or by the procurement from any source and the transfer to eligible nations of equipment, materials, and services: *Provided*, That no equipment or materials may be transferred out of military stocks if the Secretary of Defense, after consultation with the Joint Chiefs of Staff, determines that such transfer would be detrimental to the national security

of the United States or is needed by the reserve components of the armed forces to meet their training requirements.

SEC. 402. The President shall, prior to the furnishing of assistance to any eligible nation, conclude agreements with such nation, or group of such nations, which agreements, in addition to such other provisions as the President deems necessary to effectuate the policies and purposes of this Act and to safeguard the interests of the United States, shall make appropriate provision for—

Bilateral agreements.

(a) the use of any assistance furnished under this Act in furtherance of the policies and purposes of this Act;

(b) restriction against transfer of title to or possession of any equipment and materials, information or services furnished under this Act without the consent of the President;

(c) the security of any article, service, or information furnished under this Act;

(d) furnishing equipment and materials, services, or other assistance, consistent with the Charter of the United Nations, to the United States or to and among other eligible nations to further the policies and purposes of this Act.

SEC. 403. (a) Any funds available for carrying out the policies and purposes of this Act, including any advances to the United States by any nation for the procurement of equipment and materials or services, may be allocated by the President for any of the purposes of this Act to any agency, and such funds shall be available for obligation and expenditure for the purpose of this Act in accordance with authority granted hereunder or under the authority governing the activities of the agency to which such funds are allocated.

Allocation of funds.

(b) Reimbursement shall be made by or to any agency from funds available for the purpose of this Act for any equipment and materials, services or other assistance furnished or authorized to be furnished under authority of this Act from, by, or through any agency. Such reimbursement shall include expenses arising from or incident to operations under this Act and shall be made by or to such agency in an amount equal to the value of such equipment and materials, services (other than salaries of members of the armed forces of the United States) or other assistance and such expenses. The amount of any such reimbursement shall be credited as reimbursable receipts to current applicable appropriations, funds, or accounts of such agency and shall be available for, and under the authority applicable to, the purposes for which such appropriations, funds, or accounts are authorized to be used, including the procurement of equipment and materials or services, required by such agency, in the same general category as those furnished by it or authorized to be procured by it and expenses arising from and incident to such procurement.

Reimbursement.

Crediting of amount.

(c) The term "value", as used in subsection (b) of this section, means—

"Value."

(1) with respect to any excess equipment or materials furnished under this Act, the gross cost of repairing, rehabilitating, or modifying such equipment or materials prior to being so furnished;

(2) with respect to any nonexcess equipment or materials furnished under this Act which are taken from the mobilization reserve (other than equipment or materials referred to in paragraph (3) of this subsection), the actual or the projected (computed as accurately as practicable) cost of procuring for the mobilization reserve an equal quantity of such equipment or materials or an equivalent quantity of equipment and materials of the same general type but deemed to be more desirable for inclusion in the mobilization reserve than the equipment or materials furnished;

(3) with respect to any nonexcess equipment or materials furnished under this Act which are taken from the mobilization reserve but with respect to which the Secretary of Defense has certified that it is not necessary fully to replace such equipment or materials in the mobilization reserve, the gross cost to the United States of such equipment and materials or its replacement cost, whichever the Secretary of Defense may specify; and

(4) with respect to any equipment or materials furnished under this Act which are procured for the purpose of being so furnished, the gross cost to the United States of such equipment and materials.

Gross cost.

In determining the gross cost incurred by any agency in repairing, rehabilitating, or modifying any excess equipment furnished under this Act, all parts, accessories, or other materials used in the course of such repair, rehabilitation, or modification shall be priced in accordance with the current standard pricing policies of such agency. For the purpose of this subsection, the gross cost of any equipment or materials taken from the mobilization reserve means either the actual gross cost to the United States of that particular equipment or materials or the estimated gross cost to the United States of that particular equipment or materials obtained by multiplying the number of units of such particular equipment or materials by the average gross cost of each unit of that equipment and materials owned by the furnishing agency.

Limitation on excess equipment.

61 Stat. 103.
22 U. S. C., Supp.
II, §§ 1401-1410.

(d) Not to exceed \$450,000,000 worth of excess equipment and materials may be furnished under this Act or may hereafter be furnished under the Act of May 22, 1947, as amended. For the purposes of this subsection, the worth of any excess equipment or materials means either the actual gross cost to the United States of that particular equipment or materials or the estimated gross cost to the United States of that particular equipment or materials obtained by multiplying the number of units of such particular equipment or materials by the average gross cost of each unit of that equipment or materials owned by the furnishing agency.

Delegation of authority.

SEC. 404. The President may exercise any power or authority conferred on him by this Act through such agency or officer of the United States as he shall direct, except such powers or authority conferred on him in section 405 and in clause (2) of subsection (b) of section 407.

Post, p. 719.

Termination of assistance by President.

SEC. 405. The President shall terminate all or part of any assistance authorized by this Act under any of the following circumstances:

(a) If requested by any nation to which assistance is being rendered;
(b) If the President determines that the furnishing of assistance to any nation is no longer consistent with the national interest or security of the United States or the policies and purposes of this Act; or

(c) If the President determines that provision of assistance would contravene any decision of the Security Council of the United Nations, or if the President otherwise determines that provision of assistance to any nation would be inconsistent with the obligation of the United States under the Charter of the United Nations to refrain from giving assistance to any nation against which the United Nations is taking preventive or enforcement action or in respect of which the General Assembly finds the continuance of such assistance is undesirable.

Termination by Congress.

Availability of funds for liquidation, etc.

(d) Assistance to any nation under this Act may, unless sooner terminated by the President, be terminated by concurrent resolution by the two Houses of the Congress: *Provided*, That funds made available under this Act shall remain available for twelve months from the date of such termination for the necessary expenses of liquidating contracts, obligations, and operations under this Act.

Additional civilian personnel.

SEC. 406. (a) Any agency may employ such additional civilian personnel without regard to section 14 (a) of the Federal Employees Pay

Act of 1946 (60 Stat. 219), as amended, as the President deems necessary to carry out the policies and purposes of this Act.

(b) Notwithstanding the provisions of Revised Statutes 1222 (U. S. C., title 10, sec. 576), personnel of the armed forces may be assigned or detailed to noncombatant duty, including duty with any agency or nation, for the purpose of enabling the President to furnish assistance under this Act.

(c) Technical experts and engineering consultants, not to exceed fifteen persons at any one time, as authorized by section 15 of the Act of August 2, 1946 (U. S. C., title 5, sec. 55a), required for the purposes of this Act, may, if the President deems it advantageous for the purposes of this Act and if in his opinion the existing facilities of the agency concerned are inadequate, be employed by any agency performing functions under this Act, and individuals so employed may be compensated at rates not in excess of \$50 per diem.

(d) Service of any individual employed as a technical expert or engineering consultant under subsection (c) of this section shall not be considered as service or employment bringing such individual within the provisions of sections 281, 283, and 284 of United States Code, title 18, of section 190 of the Revised Statutes (U. S. C., title 5, sec. 99), or of any other Federal law imposing restrictions, requirements, or penalties in relation to the employment of persons, the performance of services, or the payment or receipt of compensation in connection with any claim, proceeding, or matter involving the United States, except insofar as such provisions of law may prohibit any such individual from receiving compensation in respect of any particular matter in which such individual was directly involved in the performance of such service.

(e) For the purpose of carrying out the provisions of this Act, there may be employed not to exceed three persons at a rate of compensation not to exceed \$15,000 and one person at a rate of compensation not to exceed \$16,000. Any person so employed shall be appointed by the President, by and with the advice and consent of the Senate.

SEC. 407. (a) Nothing in this Act shall alter, amend, revoke, repeal, or otherwise affect the provisions of the Atomic Energy Act of 1946 (60 Stat. 755).

(b) The President may perform any of the functions authorized under section 401 of this Act without regard to (1) the provisions of title 10, United States Code, section 1262 (a), and title 34, United States Code, section 546 (e); and (2) such provisions as he may specify of the joint resolution of November 4, 1939 (54 Stat. 4), as amended.

SEC. 408. (a) Notwithstanding any other provision of law, the Reconstruction Finance Corporation is authorized and directed, until such time as appropriations shall be made under the authority of this Act and the Act of May 22, 1947, as amended, to make advances not to exceed in the aggregate \$125,000,000 to carry out the provisions of this Act and the Act of May 22, 1947, as amended, in such manner, at such time, and in such amounts as the President shall determine, and no interest shall be charged on advances made by the Treasury to the Reconstruction Finance Corporation for this purpose. The Reconstruction Finance Corporation shall be repaid without interest for advances made by it hereunder from funds made available for the purposes of this Act and the Act of May 22, 1947, as amended.

(b) Funds made available for carrying out the provisions of title I shall be available for the expenses of administering the provisions of this Act and of the Act of May 22, 1947, as amended. Whenever possible the expenses of administration of this Act shall be paid for in the currency of the nation where the expense is incurred, as provided in subsection (d).

5 U. S. C. § 947 (g);
Supp. II, § 947 note.

Noncombatant
duty of armed forces
personnel.

Experts and con-
sultants.

60 Stat. 810.

Nonapplicability of
certain laws.

62 Stat. 697, 698.
18 U. S. C., Supp.
II, §§ 281, 283, 284.
Ante, pp. 80, 280.

Employment of per-
sonnel.

42 U. S. C., §§ 1801-
1819; Supp. II, § 1802
and notes.

Post, p. 762.
Ante, p. 716.
54 Stat. 681.
10 U. S. C. § 1262a;
34 U. S. C. § 546e.
22 U. S. C. §§ 441-
457; Supp. II, §§ 446,
452 notes.
Advances by RFC.

61 Stat. 103.
22 U. S. C., Supp.
II, §§ 1401-1410.

Repayment to
RFC.

Administrative ex-
penses.
Post, p. 975.
61 Stat. 103.
22 U. S. C., Supp.
II, §§ 1401-1410.

Post, p. 720.

Transfer of funds.

Notification to Congressional committees.

Use of local currency.

Transfer of equipment, etc.

Ante, pp. 715, 716.

Retention of equipment, etc., by U. S.
Ante, p. 715.

Transportation on U. S. flag vessels.

Reports to Congress.

"Equipment";
"materials."

(c) Whenever he determines that such action is essential for the effective carrying out of the purposes of this Act, the President may from time to time utilize not to exceed in the aggregate 5 per centum of the amounts made available for the purposes of any title of this Act for the purposes of any other title. Whenever the President makes any such determination, he shall forthwith notify the Committee on Foreign Relations of the Senate, the Committees on Armed Services of the Senate and of the House of Representatives, and the Committee on Foreign Affairs of the House of Representatives.

(d) Upon approval by the President, any currency of any nation received by the United States for its own use in connection with the furnishing of assistance under this Act may be used for expenditures for essential administrative expenses of the United States in any such nation incident to operations under this Act and the amount, if any, remaining after the payment of such administrative expenses shall be used only for purposes specified by Act of Congress.

(e) The President may, from time to time, in the interest of achieving standardization of military equipment and in order to provide procurement assistance without cost to the United States, transfer, or enter into contracts for the procurement for transfer of, equipment, materials or services to nations designated in title I, II, or III of this Act, or to a nation which has joined with the United States in a collective defense and regional arrangement: *Provided*, That, prior to any such transfer or the execution of any such contracts, any such nation shall have made available to the United States the full cost, actual or estimated, of such equipment, materials, or services, and shall have agreed to make available forthwith upon request any additional sums that may become due under such contracts.

(f) Any equipment or materials procured to carry out the purposes of title I of this Act shall be retained by, or transferred to, and for the use of, such department or agency of the United States as the President may determine in lieu of being disposed of to a nation which is a party to the North Atlantic Treaty whenever in the judgment of the President of the United States such disposal to a foreign nation will not promote the self-help, mutual aid, and collective capacity to resist armed attack contemplated by the treaty or whenever such retention is called for by concurrent resolution by the two Houses of the Congress.

SEC. 409. That at least 50 per centum of the gross tonnage of any equipment, materials, or commodities made available under the provisions of this Act, and transported on ocean vessels (computed separately for dry bulk carriers and dry cargo liners) shall be transported on United States flag commercial vessels at market rates for United States flag commercial vessels in such manner as will insure a fair and reasonable participation of United States flag commercial vessels in cargoes by geographic areas.

SEC. 410. The President, from time to time, but not less frequently than once every six months, while operations continue under this Act, shall transmit to the Congress reports of expenditures and activities authorized under this Act, except information the disclosure of which he deems incompatible with the security of the United States. Reports provided for under this section shall be transmitted to the Secretary of the Senate or the Clerk of the House of Representatives, as the case may be, if the Senate or the House of Representatives, as the case may be, is not in session.

SEC. 411. For the purpose of this Act—

(a) The terms "equipment" and "materials" shall mean any arms, ammunition or implements of war, or any other type of material, article, raw material, facility, tool, machine, supply, or item that would further the purposes of this Act, or any component or part thereof,

used or required for use in connection therewith, or required in or for the manufacture, production, processing, storage, transportation, repair, or rehabilitation of any equipment or materials, but shall not include merchant vessels.

(b) The term "mobilization reserve", as used with respect to any equipment or materials, means the quantity of such equipment or materials determined by the Secretary of Defense under regulations prescribed by the President to be required to support mobilization of the armed forces of the United States in the event of war or national emergency until such time as adequate additional quantities of such equipment or materials can be procured.

"Mobilization reserve."

(c) The term "excess", as used with respect to any equipment or materials, means the quantity of such equipment or materials owned by the United States which is in excess of the mobilization reserve of such equipment or materials.

"Excess."

(d) The term "services" shall include any service, repair, training of personnel, or technical or other assistance or information necessary to effectuate the purposes of this Act.

"Services."

(e) The term "agency" shall mean any department, agency, establishment, or wholly owned corporation of the Government of the United States.

"Agency."

(f) The term "armed forces of the United States" shall include any component of the Army of the United States, of the United States Navy, of the United States Marine Corps, of the Air Force of the United States, of the United States Coast Guard, and the reserve components thereof.

"Armed forces of the United States."

(g) The term "nation" shall mean a foreign government eligible to receive assistance under this Act.

"Nation."

SEC. 412. Whoever offers or gives to anyone who is now or in the past two years has been an employee or officer of the United States any commission, payment, or gift, in connection with the procurement of equipment, materials, or services under this Act, and whoever, being or having been an employee or officer of the United States in the past two years, solicits, accepts, or offers to accept any such commission, payment, or gift, shall upon conviction thereof be subject to a fine of not to exceed \$10,000 or imprisonment for not to exceed three years, or both.

Acceptance of gifts, etc.

Penalty.

SEC. 413. If any provision of this Act or the application of any provision to any circumstances or persons shall be held invalid, the validity of the remainder of the Act and applicability of such provision to other circumstances or persons shall not be affected thereby.

Separability.

Approved October 6, 1949.

[CHAPTER 627]

AN ACT

To amend the Employment Act of 1946 with respect to the Joint Committee on the Economic Report.

October 6, 1949

[S. 2085]

[Public Law 330]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (e) of section 5 of the Employment Act of 1946 (60 Stat. 25), as amended, is amended by striking out "\$50,000" and inserting in lieu thereof "\$125,000".

Employment Act of 1946, amendment.
60 Stat. 26.
15 U. S. C. § 1024 (e).

SEC. 2. Section 5 of such Act is further amended by inserting at the end thereof the following:

60 Stat. 25.
15 U. S. C. § 1024.

"(f) Service of one individual, until the completion of the investigation authorized by Senate Concurrent Resolution 26, Eighty-first Congress, as an attorney or expert for the joint committee, in any business or professional field, on a part-time basis, with or without

Post, p. 1217.

62 Stat. 697, 698.
18 U. S. C., Supp.
II, §§ 281, 283, 284.
Ante, pp. 90, 280.

compensation, shall not be considered as service or employment bringing such individual within the provisions of sections 281, 283, or 284 of title 18 of the United States Code, or of any other Federal law imposing restrictions, requirements, or penalties in relation to the employment of persons, the performance of services, or the payment or receipt of compensation in connection with any claim, proceeding, or matter involving the United States."

Approved October 6, 1949.

[CHAPTER 628]

AN ACT

October 6, 1949
[H. R. 554]
[Public Law 331]

To provide for the construction, extension, and improvement of school buildings in Hoopa, California.

Hoopa, Calif.
Improvement, etc.,
of school buildings.

25 U. S. C. §§ 452-
455.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of not to exceed \$803,000 for the construction, extension, improvement, and equipment of school buildings in Hoopa, California: *Provided*, That plans and specifications for the construction, extension, and improvement of the said school buildings shall be furnished by the Commissioner of Indian Affairs: *And provided further*, That the said school buildings so constructed, extended, and improved shall be the property of the United States, and shall be turned over to the Hoopa Valley Unified School District under the provisions of the Act of April 16, 1934 (48 Stat. 596), as amended by the Act of June 4, 1936 (49 Stat. 1458), and shall be made available to all the Indian children of the said district on the same terms, except as to the payment of tuition, as to other children of said school district.

Approved October 6, 1949.

[CHAPTER 629]

AN ACT

October 6, 1949
[H. R. 4585]
[Public Law 332]

To authorize the purchase of additional farming land for Leavenworth Penitentiary.

Leavenworth Peni-
tentiary.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General is authorized to acquire on behalf of the United States, by purchase with any funds available to the Department of Justice for such purposes, at a price not to exceed \$35,000 and on terms and conditions satisfactory to him, six hundred and forty acres of land, more or less, for use in connection with the operation of the United States Penitentiary at Leavenworth, Kansas.

Approved October 6, 1949.

[CHAPTER 630]

AN ACT

October 6, 1949
[H. R. 4286]
[Public Law 333]

To amend an Act entitled "An Act to provide for the adjustment of irrigation charges on the Flathead Indian irrigation project, Montana, and for other purposes", approved May 25, 1948.

Flathead Indian ir-
rigation project, Mont.

62 Stat. 272.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 4 of the Act entitled "An Act to provide for the adjustment of irrigation charges on the Flathead Indian irrigation project, Montana, and for other purposes", approved May 25, 1948, is hereby amended to read as follows:

"Sec. 4. Unpaid charges for operation and maintenance of the irrigation system which were assessed prior to May 10, 1926, against any lands within the project, amounting to a sum not exceeding \$40,549.89, together with all unpaid interest and penalties on such charges, and unpaid charges due from consumers for electric energy sold through the power system between July 1, 1931, and June 30, 1942, amounting to a sum not exceeding \$2,195.16, together with interest thereon, are hereby canceled."

Approved October 6, 1949.

Cancellation of certain unpaid charges.

[CHAPTER 632]

AN ACT

For the relief of certain consultants formerly employed by the Technical Industrial Intelligence Committee of the Foreign Economic Administration, and for other purposes.

October 7, 1949
[H. R. 1950]
[Public Law 334]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no provisions of any law, regulation, or order (including travel orders or authorizations) which authorize or direct deductions from per diem allowances in lieu of subsistence for items of meals or lodging obtained free or purchased from any Government agency or from the Military Establishment or from any branch of the Government drawing rations from the military or providing quarters by arrangement with the military, shall be deemed to apply to those persons employed as technical, scientific, or other form of expert consultant by the Technical Industrial Intelligence Committee division of the Foreign Economic Administration without compensation or at \$1 per annum during the fiscal years 1945 and 1946, by reason of such employment and during the period thereof; and no deductions shall be taken from per diem allowances in lieu of subsistence to such employees for any such meals or lodging during such employment (such meals or lodging being sometimes referred to herein as "items").

Technical Industrial Intelligence Committee of FEA.
Relief of certain consultants.

SEC. 2. Any charges for such items against the accounts of such employees appearing on the books of any Government agency shall be canceled and eliminated, and proper credits shall be entered against such accounts therefor.

Cancellation of charges.

SEC. 3. No certificate or statement as to such items furnished such employees shall be required of them: *Provided*, That this section shall not be construed to waive the filing by such employees of any certificate or statement required to be submitted under existing law or regulations with reference to their per diem allowances exclusive of such items as defined in section 1.

Filing of certificates.

SEC. 4. In order to carry out the provisions and purposes of this Act—

Credit allowance or cancellation of charges.

(a) In any case wherein any such employee has not been paid any sum for said allowance and has not been advanced any funds for travel or other expenses, the Comptroller General of the United States is authorized and directed to allow credits or to cancel charges for such items in the accounts of such employee (whether on accounts in his office or in the office of any certifying, disbursing, or other accountable officer) and in the accounts of any present or former certifying, disbursing, or other accountable officer.

(b) In any case wherein any such employee may have been paid such allowance without deductions for such items, the Comptroller General is authorized and directed to allow credits or to cancel charges therefor in the same manner and to the same extent as provided in paragraph (a) of this section.

(c) In any case wherein any such employee has furnished a certificate as to such items, as a result whereof deductions therefor were

Appropriation au-
thorized.

Ante, p. 723.

Ante, p. 723.

Relief from liability.

Ante, p. 723.

Time limitation.

taken from any sums paid him for such allowance, or in any case wherein any such employee has paid or refunded any sums to any Government agency by reason of claim made against him for such items, a sum equivalent to the amount of such deductions or refund shall be paid to such employee, and the Secretary of the Treasury is hereby authorized and directed to make such payments; and, for such purpose, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as are necessary to carry out the provisions of this paragraph; and the Comptroller General of the United States is hereby authorized and directed to allow credits or to cancel charges therefor in the same manner and to the same extent as provided in paragraph (a) of this section.

(d) In any case wherein sums for travel or other expenses have been advanced to any such employee, or in any case wherein any such employee has been partially paid on account of such allowance, the Comptroller General of the United States is hereby authorized and directed to allow credits or to cancel charges for such items in the same manner and to the same extent as provided in paragraph (a) of this section, so that any such charges will be eliminated and canceled in determining whether such employees or the Government is entitled to any difference between such advance or partial payment and the allowable per diem: *Provided, however*, That in any case wherein any sums were advanced to any such employee for travel or other expenses, the disbursing officer shall be credited for charges for such items only to the extent of any such advances outstanding.

SEC. 5. Any surety on any bond furnished by any such employee is hereby relieved from any liability by reason of any claim or charges for any such items.

SEC. 6. No provision of this Act shall apply to or prejudice any claim of the United States against any such employee or the surety on his bond by reason of any item other than those specified in section 1 of this Act; and any refunds or payments made to any such employee by reason of this Act shall be subject to deductions by reason of any other proper charges against the account of any such employee.

SEC. 7. Any refund or payment to any such employee, or any credit or cancellation of any charges for such items, made by reason of this Act, shall be in full settlement of all claims by any such employee against the United States or any department or agency thereof for reimbursement for expenses of such employee for such items and shall be made within one year after the enactment of this Act.

Approved October 7, 1949.

[CHAPTER 650]

AN ACT

To provide for the return of rehabilitation and betterment costs of Federal reclamation projects.

October 7, 1949
[H. R. 1694]
[Public Law 335]

Federal reclamation
projects.
Return of rehabilita-
tion, etc., costs.
Post, p. 980.
43 U. S. C. § 372 *et*
seq.; Supp. II, § 385a
et seq.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That expenditures of funds hereafter specifically appropriated for rehabilitation and betterment of irrigation systems on projects governed by the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) shall be made only after the organizations concerned shall have obligated themselves for the return thereof in installments fixed in accordance with their ability to pay, as determined by the Secretary of the Interior in the light of their outstanding repayment obligations, and which shall, to the fullest practicable extent, be scheduled for return with their construction charge installments or otherwise scheduled as he shall determine.

No such determination of the Secretary of the Interior shall become effective until the expiration of sixty days after it has been submitted to the Committee on Interior and Insular Affairs of the Senate and the Committee on Public Lands of the House of Representatives. The term "rehabilitation and betterment", as used in this Act, shall mean maintenance, including replacements, which cannot be financed currently, as otherwise contemplated by the Federal reclamation laws in the case of operation and maintenance costs, but shall not include construction, the costs of which are returnable, in whole or in part, through "construction charges" as that term is defined in section 2 (d) of the Reclamation Project Act of 1939 (53 Stat. 1187). Such rehabilitation and betterment work may be performed by contract, by force-account, or, notwithstanding any other law and subject only to such reasonable terms and conditions as the Secretary of the Interior shall deem appropriate for the protection of the United States, by contract entered into with the organization concerned whereby such organization shall perform such work.

SEC. 2. This Act shall be deemed a supplement to the Federal reclamation laws.

Approved October 7, 1949.

Effective date.

"Rehabilitation and betterment."

"Construction charges,"
43 U. S. C. § 485a (d).

[CHAPTER 651]

AN ACT

To authorize the Secretary of the Interior to complete construction of the irrigation facilities and to contract with the water users on the Buffalo Rapids project, Montana, increasing the reimbursable construction cost obligation, and for other purposes.

October 10, 1949
[S. 2042]
[Public Law 336]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to complete the construction of irrigation facilities including necessary drainage works on the first and second divisions of the Buffalo Rapids project, Montana, as approved by the President under authority of the Act of May 10, 1939 (53 Stat. 685), and the Act of October 14, 1940 (54 Stat. 1119), as amended: *Provided,* That of the funds heretofore or hereafter expended for such construction an amount equal to \$60 per irrigable acre as determined and announced by the Secretary of the Interior upon completion of the project, shall be reimbursable by the water users over a repayment period of not to exceed sixty years, and provision for the recovery thereof and for payment of the operation and maintenance costs of the irrigation and drainage features of the project shall be made by a contract or contracts satisfactory to the Secretary of the Interior.

Buffalo Rapids project, Mont.
Irrigation facilities.

16 U. S. C. §§ 590 y-590z-10; Supp. II, § 590z-2 note.
Act, p. 171.
Reimbursement by water users.

SEC. 2. To carry out the purposes of this Act, the Secretary of the Interior is hereby authorized to allot any moneys available from appropriations heretofore made to the Department of the Interior for "water conservation and utility projects" and "water conservation and utilization projects", and there is hereby authorized to be appropriated to the Department of the Interior, out of any money in the Treasury not otherwise appropriated, such sums of money as may be necessary to complete the project.

Allotment of funds.

Appropriation authorized.

Approved October 10, 1949.

[CHAPTER 652]

AN ACT

To authorize completion of the land development and settlement of the Angostura unit of the Missouri Basin project, notwithstanding a limitation of time.

October 10, 1949
[H. R. 2538]
[Public Law 337]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary

Missouri Basin project.
Angostura unit.

16 U. S. C. § 590z-2;
Supp. II, § 590z-2
note.

of Agriculture may complete the land development and settlement of the Angostura unit of the Missouri Basin project situated in Custer and Fall River Counties, South Dakota, to which, for this purpose only the provisions of section 5 of the Act of July 16, 1943 (57 Stat. 566, 567), shall be, and the same are hereby, extended and shall be in full force and effect to the same extent as though the requirements thereof had been completed prior to June 30, 1947.

Approved October 10, 1949.

[CHAPTER 653]

AN ACT

October 10, 1949
[H. R. 2876]
[Public Law 338]

To effect an exchange of certain lands in the State of North Carolina between the United States and the Eastern Band of Cherokee Indians, and for other purposes.

Eastern Band of
Cherokee Indians.
Exchange of lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of acquiring suitable right-of-way property for the Blue Ridge Parkway consistent with Resolution Numbered 33 of October 17, 1947, adopted by the tribal council of the Eastern Band of Cherokee Indians, there is hereby granted to the United States, subject to the provisions of the said resolution and this Act, all the right, title, and interest of the Eastern Band of Cherokee Indians in and to the following-described lands, which shall hereafter constitute a part of the right-of-way of the Blue Ridge Parkway:

TRACT NUMBERED 2—MOLLIE GAP

Beginning at an iron rod located on the boundary line between the Qualla tract of the Cherokee Indian Reservation and the lands of the Plott heirs, said iron rod being further described as being located approximately one thousand two hundred and fifty feet northwest from transit point numbered 71, a point on the Blue Ridge Parkway boundary line, and running thence the following courses and distances, to wit:

North eighty-four degrees fifty-four and one-half minutes west two hundred thirty-four and ninety-six one-hundredths feet to an iron rod; north eighty-four degrees forty-two and one-half minutes west fifty and seventy-four one-hundredths feet to an iron rod; north eighty-three degrees fifty-two and one-half minutes west fifty-two and twenty-seven one-hundredths feet to an iron rod; north eighty-two degrees eight and one-half minutes west fifty-three and eighty one-hundredths feet to an iron rod; north seventy-nine degrees twenty-nine minutes west fifty-five and twenty-one one-hundredths feet to an iron rod; north seventy-six degrees eleven minutes west fifty-six and ten one-hundredths feet to an iron rod; north seventy-two degrees thirty-nine minutes west fifty-six and ten one-hundredths feet to an iron rod; north sixty-nine degrees ten and one-half minutes west fifty-six and ten one-hundredths feet to an iron rod; north sixty-five degrees thirty-nine minutes west fifty-six and ten one-hundredths feet to an iron rod; north sixty-two degrees ten minutes west fifty-six and ten one-hundredths feet to an iron rod;

North fifty-eight degrees forty-one minutes west fifty-six and ten one-hundredths feet to an iron rod; north fifty-five degrees eleven minutes west fifty-six and ten one-hundredths feet to an iron rod; north fifty-one degrees forty minutes west fifty-six and ten one-hundredths feet to an iron rod; north forty-eight degrees thirty-eight minutes west forty and twenty-five one-hundredths feet to an iron rod; north forty-six degrees three minutes west fifty-five and forty-four one-hundredths feet to an iron rod; north forty-three degrees

seven minutes west fifty-three and eighty-two one-hundredths feet to an iron rod; north forty-one degrees twenty-five and one-half minutes west fifty-two and twenty-nine one-hundredths feet to an iron rod; north forty degrees thirty-three minutes west fifty and seventy-six one-hundredths feet to an iron rod; north forty degrees nineteen minutes west forty-nine and twenty-seven one-hundredths feet to an iron rod; north forty degrees forty-four minutes west forty-eight and thirty-seven one-hundredths feet to an iron rod;

North forty-two degrees thirty-nine minutes west forty-five and ten one-hundredths feet to an iron rod; north forty-six degrees forty-four minutes west forty-one and eighty-three one-hundredths feet to an iron rod; north fifty-one degrees twenty-eight minutes west thirty-eight and ninety-four one-hundredths feet to an iron rod; north fifty-eight degrees fifty-seven and one-half minutes west thirty-six and ninety-one one-hundredths feet to an iron rod; north sixty-six degrees twenty-six minutes west thirty-six and ninety-one one-hundredths feet to an iron rod; north seventy-three degrees fifty-seven minutes west thirty-six and ninety-one one-hundredths feet to an iron rod; north eighty-one degrees thirty-three and one-half minutes west twenty-one and eighty one-hundredths feet to an iron rod; north eighty-six degrees twenty-five and one-half minutes west thirty-eight and forty-five one-hundredths feet to an iron rod;

South eighty-eight degrees fifty-five minutes west forty-one and eighty-three one-hundredths feet to an iron rod; south eighty-four degrees fifty and one-half minutes west forty-five and ten one-hundredths feet to an iron rod; south eighty-two degrees fifty-three and one-half minutes west forty-eight and thirty-seven one-hundredths feet to an iron rod; south eighty-two degrees thirty-six minutes west forty and four one-hundredths feet to an iron rod; south eighty-two degrees forty-eight minutes west fifty-one and nine one-hundredths feet to an iron rod; south eighty-four degrees five and one-half minutes west fifty-three and twenty-seven one-hundredths feet to an iron rod; south eighty-six degrees thirty-four minutes west fifty-five and forty-five one-hundredths feet to an iron rod;

North eighty-nine degrees fifty-three minutes west fifty-seven and fifty-nine one-hundredths feet to an iron rod; north eighty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north seventy-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north seventy-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north sixty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north sixty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north fifty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north fifty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north forty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north forty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north thirty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod;

North thirty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north twenty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north twenty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north nineteen degrees fifty-eight minutes west fifty-eight

and seventy-three one-hundredths feet to an iron rod; north fourteen degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north seven degrees twenty-seven and one-half minutes west fifteen and ninety-seven one-hundredths feet to an iron rod; north three degrees fourteen and one-half minutes west fifty-nine and eighty-five one-hundredths feet to an iron rod; north no degrees thirty-eight and one-half minutes east fifty-seven and nine one-hundredths feet to an iron rod; north three degrees forty-three and one-half minutes east fifty-four and twenty-five one-hundredths feet to an iron rod;

North six degrees three and one-half minutes east fifty-one and forty-two one-hundredths feet to an iron rod; north seven degrees forty-one and one-half minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north nine degrees twelve minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north ten degrees forty-two and one-half minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north twelve degrees twelve minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north thirteen degrees forty-three minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north fifteen degrees thirteen minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north sixteen degrees thirty-five minutes east forty and thirty-one one-hundredths feet to an iron rod; north seventeen degrees fifty-seven and one-half minutes east fifty-one and sixty-two one-hundredths feet to an iron rod; north twenty degrees twenty-nine and one-half minutes east fifty-four and eighty-six one-hundredths feet to an iron rod;

North twenty-four degrees one and one-half minutes east fifty-eight and ten one-hundredths feet to an iron rod; north twenty-nine degrees twenty-six and one-half minutes east sixty-one and twenty-eight one-hundredths feet to an iron rod; north thirty-four degrees fifty-eight and one-half minutes east sixty and thirty-eight one-hundredths feet to an iron rod; north forty degrees fifty-five and one-half minutes east sixty and thirty-eight one-hundredths feet to an iron rod; north forty-six degrees fifty-two and one-half minutes east sixty and thirty-eight one-hundredths feet to an iron rod; north fifty-two degrees forty-nine and one-half minutes east sixty and thirty-eight one-hundredths feet to an iron rod; north fifty-seven degrees forty-eight minutes east thirty-nine and seventy-six one-hundredths feet to an iron rod; north sixty-two degrees fourteen minutes east fifty-nine and fourteen one-hundredths feet to an iron rod; north sixty-seven degrees five minutes east fifty-six and forty-seven one-hundredths feet to an iron rod; north sixty-nine degrees twenty-nine and one-half minutes east thirty-five and twenty-five one-hundredths feet to an iron rod;

located on the boundary line between the Qualla tract of the Cherokee Indian Reservation and the Great Smoky Mountains National Park; thence with said boundary line south forty degrees nine minutes east, seventy and twenty-seven one-hundredths feet to a one-and-one-half inch iron pipe, said iron pipe being further described as a common corner between the Qualla tract of the Cherokee Indian Reservation, the Great Smoky Mountains National Park, and the Plott heirs; thence with the Indian Reservation and the Plott heirs boundary line south thirty-nine degrees thirty-four minutes east eight hundred twenty-eight and fifty-four one-hundredths feet to a two-inch iron pipe; thence south thirty-nine degrees forty-two and one-half minutes east, two thousand and nine and seventy one-hundredths feet to the point of beginning, and containing forty-seven and sixty-nine one-hundredths acres, more or less, of which forty-seven and eighteen

one-hundredths acres are in Haywood County and fifty-one one-hundredths acre is in Swain County.

TRACT NUMBERED 3—WOLF LAUREL GAP

Beginning at a point, a cross mark cut on a rock, on the Blue Ridge Parkway boundary line, section 2—Y, said point being further described as bearing north fifty-seven degrees one-half minute west thirty-eight and sixty-eight one-hundredths feet from transit point numbered 65 of said Parkway boundary; and running thence the following courses and distances, to wit:

North eighteen degrees twenty-two minutes east sixty and twenty-eight one-hundredths feet to an iron rod; north twenty-one degrees one minute east sixty-two and twenty-three one-hundredths feet to an iron rod; north twenty-six degrees nineteen and one-half minutes east sixty-two and twenty-three one-hundredths feet to an iron rod; north thirty-two degrees forty-five and one-half minutes east fifty-eight and twenty-nine one-hundredths feet to an iron rod; north thirty-four degrees one minute east fifty-eight and eighteen one-hundredths feet to an iron rod; north forty-two degrees fifty-eight and one-half minutes east fifty-seven and eighty-four one-hundredths feet to an iron rod; north forty-three degrees eleven and one-half minutes east fifty-seven and forty-six one-hundredths feet to an iron rod; north fifty-one degrees eighteen and one-half minutes east fifty-seven and seven one-hundredths feet to an iron rod; north fifty-one degrees thirty-two minutes east fifty-six and seventy-three one-hundredths feet to an iron rod; north fifty-eight degrees forty-nine and one-half minutes east fifty-six and thirty-eight one-hundredths feet to an iron rod; north fifty-nine degrees one and one-half minutes east fifty-six feet to an iron rod;

North sixty-five degrees twenty-nine and one-half minutes east fifty-five and sixty-one one-hundredths feet to an iron rod; north sixty-five degrees forty-two minutes east fifty-five and twenty-seven one-hundredths feet to an iron rod; north seventy-one degrees nineteen and one-half minutes east fifty-four and ninety-one one-hundredths feet to an iron rod; north seventy-one degrees thirty-two and one-half minutes east fifty-four and fifty-five one-hundredths feet to an iron rod; north seventy-six degrees twenty-five minutes east one hundred and eight feet to an iron rod; north eighty degrees thirty-five minutes east one hundred six and fifty-four one-hundredths feet to an iron rod; north eighty-three degrees fifty-five minutes east one hundred five and nine one-hundredths feet to an iron rod; north eighty-six degrees twenty-four and one-half minutes east one hundred three and sixty-five one-hundredths feet to an iron rod;

North eighty-eight degrees four and one-half minutes east one hundred and two and sixteen one-hundredths feet to an iron rod; north eighty-eight degrees fifty-two and one-half minutes east one hundred and seventy-five one-hundredths feet to an iron rod; north eighty-nine degrees one and one-half minutes east four hundred and twenty-nine one-hundredths feet to an iron rod; north eighty-eight degrees twenty-six and one-half minutes east forty-six and ninety-five one-hundredths feet to an iron rod; north eighty-five degrees three minutes east forty and eighty-three one-hundredths feet to an iron rod; north seventy-six degrees no minutes east thirty-four and seventy-two one-hundredths feet to an iron rod; north seventy degrees nine and one-half minutes east twenty-eight and twenty-three one-hundredths feet to an iron rod; north fifty-eight degrees nine and one-half minutes east twenty and fifty-six one-hundredths feet to an iron rod; located on the boundary line between the Qualla tract of the Cherokee Indian Reservation and the lands of the Plott heirs; thence with said

boundary line south thirty-nine degrees forty-two and one-half minutes east two hundred ninety and eighty-three one-hundredths feet to a two-inch iron pipe; thence south thirty-nine degrees thirty-four minutes east six hundred ninety-five and sixty-three one-hundredths feet to a cross mark cut on a rock, said cross mark being transit point numbered 71 of the Blue Ridge Parkway, section 2-Y, boundary line; thence with said Parkway boundary:

South seventy-two degrees twenty-seven minutes west nine hundred twelve and eighty-five one-hundredths feet to an iron rod, transit point numbered 70; south seventy-three degrees twenty-seven and one-half minutes west one hundred ninety-nine and fifty-seven one-hundredths feet to an iron rod, transit point numbered 69; north seventy-two degrees seven and one-half minutes west three hundred forty-four and seventy-one one-hundredths feet to an iron rod, transit point numbered 68; north sixty-five degrees forty-three minutes west six hundred forty-seven and seventy-one one-hundredths feet to an iron rod, transit point numbered 67; south eighty-four degrees twenty-seven and one-half minutes west one hundred thirty and sixteen one-hundredths feet to an iron rod, transit point numbered 66; north eighty-one degrees five minutes west two hundred seventy-eight and two one-hundredths feet to an iron rod, transit point numbered 65; north fifty-seven degrees one-half minute west thirty-eight and sixty-eight one-hundredths feet to the point of beginning, and containing thirty-eight and forty-five one-hundredths acres, more or less, and lying entirely within Haywood County.

Grant to Eastern
Band of Cherokee In-
dians.

In exchange for the lands so granted to the United States, there is hereby granted to the Eastern Band of Cherokee Indians the beneficial interest in the following-described lands of approximately equal value, which lands shall hereafter be excluded from the Blue Ridge Parkway:

TRACT NUMBERED 1—BUNCHES GAP

Beginning at an iron rod, transit point numbered 43 on the Blue Ridge Parkway boundary line, section 2-Y, said point being further described as being located approximately six hundred and fifty feet northwest from Bunches Gap and approximately one hundred and thirty feet north of the Indian Service Road; running thence the following courses and distances, to wit:

South eighty-five degrees forty-four and one-half minutes east one thousand four hundred seventy-three and seventy-three one-hundredths feet to an iron rod, transit point numbered 44; north sixty-four degrees twenty-nine minutes east eight hundred ninety-four and fifty-three one-hundredths feet to an iron rod, transit point numbered 45; south seventy-one degrees twenty-six and one-half minutes east one thousand fourteen and eighty-nine one-hundredths feet to an iron rod, transit point numbered 46; north three degrees thirty-two minutes east six hundred ninety-three and ninety-five one-hundredths feet to an iron rod, transit point numbered 47; north three degrees eleven and one-half minutes west nine hundred seventy-nine and eighty-two one-hundredths feet to an iron rod, transit point numbered 48; said transit point being located on the boundary line between the Qualla tract of the Cherokee Indian Reservation and the Great Smoky Mountains National Park; thence with said boundary line south forty degrees twelve minutes east, one thousand sixty-nine and fifty-three one-hundredths feet to an iron rod, transit point numbered 49, and there leaving said National Park and Indian Reservation boundary line; thence—

South two degrees sixteen and one-half minutes east five hundred and sixty-nine and twenty-three one-hundredths feet to an iron rod, transit point numbered 50; south seventeen degrees seventeen and one-

half minutes west nine hundred and sixteen and seventy-eight one-hundredths feet to an iron rod, transit point numbered 51; south fifty-six degrees twenty-four and one-half minutes west four hundred and ninety-four and forty-six one-hundredths feet to an iron rod, transit point numbered 52; north seventy-eight degrees twenty-nine minutes west six hundred and seventy and fifty-two one-hundredths feet to an iron rod, transit point numbered 53; north fifty-nine degrees twenty-five minutes west three hundred and eight and fifty-seven one-hundredths feet to an iron rod, transit point numbered 54; south forty-eight degrees thirty-four minutes west one thousand and thirty-eight and fifteen one-hundredths feet to an iron rod, transit point numbered 55;

North forty-five degrees fifty-nine minutes west nine hundred two and seventy-nine one-hundredths feet to an iron rod; north thirty-three degrees thirty minutes west three hundred twenty-four and twenty-eight one-hundredths feet to an iron rod; north eighty-two degrees fifty-one and one-half minutes west one hundred fifty-seven and forty-nine one-hundredths feet to an iron rod; north forty-eight degrees forty-three minutes west forty-four and seventy one-hundredths feet to an iron rod; south eighty-two degrees forty-eight minutes east one hundred seventy-three and two one-hundredths feet to an iron rod; north thirty-three degrees thirty minutes west three hundred ninety-eight and ninety-six one-hundredths feet to an iron rod; north eighty-four degrees fifteen and one-half minutes west four hundred ninety and seventy-eight one-hundredths feet to the point of beginning, and containing eighty-one and eighty-five one-hundredths acres, more or less, and lying entirely within Swain County.

The lands last above described shall constitute a part of the Cherokee Indian Reservation in North Carolina and shall be held by the United States in trust for said band and shall be nontaxable and nonalienable as other lands of said reservation.

SEC. 2. The Secretary of the Interior, for the purpose of insuring prompt and full compliance with the conditions relating to the exchange of lands hereby affected, as set forth in the said Resolution Numbered 33 of October 17, 1947, is hereby authorized and directed to enter into an agreement with the Governor of the State of North Carolina which shall contain assurance that the present Indian Service road at Wolf Laurel shall remain open for Indian use without restriction; provide for the construction by the North Carolina State Highway and Public Works Commission, at its own expense, of a hard-surface access road of suitable width from Mollie Gap to the site of the proposed tourist development to be made on tribal land in the vicinity of Soco Bald; and set forth such other terms and conditions as may be mutually desirable for effectuating the purposes of the said resolution.

Approved October 10, 1949.

Agreement.

[CHAPTER 654]

AN ACT

To increase compensation for World War I presumptive service-connected cases, provide minimum ratings for service-connected arrested tuberculosis, increase certain disability and death compensation rates, liberalize requirement for dependency allowances, and redefine the terms "line of duty" and "willful misconduct".

October 10, 1949
[H. R. 5598]
[Public Law 339]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That part of the second proviso of section 28, Public Law Numbered 141, Seventy-third Congress, March 28, 1934 (48 Stat. 524; U. S. C., title 38, sec. 722), which limits payment of compensation thereunder to 75 per

Veterans of World
War I.
Service-connected
disabilities.

centum of the payments otherwise authorized, is hereby repealed, and the Administrator of Veterans' Affairs is hereby authorized and directed to pay 100 per centum of the compensation otherwise authorized under Public Law Numbered 141, Seventy-third Congress.

SEC. 2. That Veterans Regulation Numbered 3 (a), as amended, is hereby amended by adding thereto a new paragraph to read as follows:

"II. Any ex-service person shown to have active tuberculosis which is compensable under Public Law Numbered 2 and the Veterans Regulations promulgated pursuant thereto, who in the judgment of the Administrator of Veterans' Affairs has reached a condition of complete arrest, shall be rated as totally disabled for a period of two years following such date of arrest, as 50 per centum disabled for an additional period of four years, and 30 per centum for a further five years. Following far advanced active lesions the permanent rating shall be 30 per centum, and following moderately advanced lesions, the permanent rating, after eleven years, shall be 20 per centum, provided there is continued disability, dyspnea on exertion, impairment of health, and so forth; otherwise the rating shall be zero per centum: *Provided*, That this Act shall not be construed as requiring a reduction of compensation authorized under any other law or regulation: *Provided further*, That no compensation shall be payable under this Act for any period prior to its enactment: *And provided further*, That the total disability rating herein provided for the two years following a complete arrest may be reduced to 50 per centum for failure to follow prescribed treatment or to submit to examination when requested."

SEC. 3. (a) That subparagraphs (a) to (j), inclusive, of paragraph II, part I, Veterans Regulation Numbered 1 (a), as amended, are hereby amended to read as follows:

"(a) If and while the disability is rated 10 per centum the monthly compensation shall be \$15.

"(b) If and while the disability is rated 20 per centum the monthly compensation shall be \$30.

"(c) If and while the disability is rated 30 per centum the monthly compensation shall be \$45.

"(d) If and while the disability is rated 40 per centum the monthly compensation shall be \$60.

"(e) If and while the disability is rated 50 per centum the monthly compensation shall be \$75.

"(f) If and while the disability is rated 60 per centum the monthly compensation shall be \$90.

"(g) If and while the disability is rated 70 per centum the monthly compensation shall be \$105.

"(h) If and while the disability is rated 80 per centum the monthly compensation shall be \$120.

"(i) If and while the disability is rated 90 per centum the monthly compensation shall be \$135.

"(j) If and while the disability is rated as total the monthly compensation shall be \$150."

(b) Paragraph IV of part 1 of Veterans Regulation Numbered 1 (a), as amended, is hereby amended by striking out "widow with one child, \$100 (with \$15 for each additional child)" and inserting in lieu thereof "widow with one child, \$105 (with \$25 for each additional child)".

SEC. 4. That the compensation now payable under the Act of July 2, 1948 (Public Law Numbered 877, Eightieth Congress), for certain veterans with service-connected disabilities who have dependents, be amended to include persons whose service-connected disability is rated not less than 50 per centum.

48 Stat. 524.
38 U. S. C. §§ 386,
387, 471a, 473a, 501a,
511a, 700, 706, 709, 722,
723.

Ante, p. 731.
38 U. S. C. note foll.
§ 739, p. 4275.
Tuberculosis.
48 Stat. 5.
38 U. S. C. §§ 701-
721; Supp. II, § 701;
5 U. S. C. § 30a.
Ante, p. 688.

Compensation.
38 U. S. C. note foll.
§ 739, p. 4264.

38 U. S. C., Supp.
II, note foll. § 743.

62 Stat. 1219.
38 U. S. C., Supp.
II, §§ 740-743.

SEC. 5. That paragraph VIII of Veterans Regulation Numbered 10, as amended by Public Law 439, Seventy-eighth Congress, is hereby further amended by striking out the period and substituting a colon therefor and adding the following: "*Provided, however,* That disease, injury, or death incurred without willful misconduct on the part of the service person shall be deemed to have been incurred in line of duty if the sentence of the court martial did not involve an unremitted dishonorable discharge or if the offense for which convicted by civil court did not involve a felony as defined under the laws of the jurisdiction where the service person was convicted by such civil court."

58 Stat. 752.
38 U. S. C. note foll.
§ 739, p. 4278.
Injury, etc., incurred in line of duty.

SEC. 6. The increases provided by this Act shall be effective from the first day of the second calendar month following the date of enactment of this Act.

Effective date.

Approved October 10, 1949.

[CHAPTER 659]

AN ACT

To authorize the Secretary of the Interior to procure for the Everglades National Park with available funds, including those made available by the State of Florida, the remaining lands and interest in lands within the boundary agreed upon between the State of Florida and the Secretary of the Interior, within and a part of that authorized by the Act of May 30, 1934 (48 Stat. 816), and within which the State has already donated its lands, and for other purposes.

October 10, 1949
[H. R. 4029]
[Public Law 340]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to consolidate the Federal ownership of lands within the boundary set forth in deed numbered 19035 executed December 28, 1944, by the trustees of the Internal Improvement Fund of the State of Florida, and accepted by the Secretary of the Interior on March 14, 1947, for Everglades National Park purposes, the said Secretary is hereby authorized, within the aforesaid boundary and with any funds made available for that purpose, to procure lands or interests therein by purchase or otherwise, subject, however, to the right of retention by owners of lands, interests in lands, interests in oil, gas, and mineral rights, or royalties, their heirs, executors, administrators, successors, or assigns (hereinafter referred to as "owners"), at their election, of the following:

Everglades National Park.
Procurement of lands.

Retention of rights by owners.

(1) The reservation until October 9, 1958, of all oil, gas, and mineral rights or interests, including the right to lease, explore for, produce, store, and remove oil, gas, and other minerals from such lands: *Provided*, That if on or before said date, oil, gas, or other minerals are being produced in commercial quantities anywhere within the boundary set forth in aforesaid deed numbered 19035, then in that event the time of the reservation as set forth in this subsection shall automatically extend for all owners, regardless of whether such production is from land in which such owners have an interest, for so long as oil, gas, or other minerals are produced in commercial quantities anywhere within said boundary. To exercise this reservation, the owners, their lessees, agents, employees, and assigns shall have such right of ingress and egress to and from such lands as may be necessary; and

Time limitation.

Automatic extension.

(2) After the termination of the reserved rights of owners as set forth in subsection (1) hereof, a further reservation of the right to customary royalties, applying at the time of production, in any oil, gas, or other minerals which may be produced from such lands at any time before January 1, 1985, should production ever be authorized by the Federal Government or its assigns.

Royalties.

Restriction on acquisition of land.

Rules and regulations.

Acquisition of title.

SEC. 2. Unless consented to by an owner retaining the reservation set forth in subsection (1) of section 1 hereof, no action shall be taken by the Federal Government during the period of such reservation to purchase, acquire, or otherwise terminate or interfere with any lease or leases which may be applicable to said owner's lands.

SEC. 3. Any reservations retained under the provisions of subsection (1) of section 1 hereof shall be exercised by the owners subject to reasonable rules and regulations which the Secretary may prescribe for the protection of the park, but which shall permit the reserved rights to be exercised so that the oil, gas, and minerals may be explored for, developed, extracted, and removed from the park area in accordance with sound conservation practices. All operations shall be carried on under such regulations as the Secretary may prescribe to protect the lands and areas for park purposes.

SEC. 4. In any action caused by the Secretary of the Interior to be commenced for the acquisition of lands under the provisions hereof, reasonable diligence shall be exercised by him to ascertain whether owners elect to retain reservations in accordance with the provisions of this Act. If, after the exercise of such reasonable diligence, owners cannot be located, or do not appear in judicial proceedings to acquire the lands, so that it may be ascertained whether they desire to retain reservations in accordance with the provisions hereof, the Secretary may acquire the fee simple title to their lands free and clear of reservations as set forth in subsections (1) and (2) of section 1 hereof.

Approved October 10, 1949.

[CHAPTER 660]

AN ACT

To amend the United Nations Participation Act of 1945.

October 10, 1949
[H. R. 4708]
[Public Law 341]

United Nations Participation Act of 1945, amendments.

59 Stat. 619.
22 U. S. C. § 287 (a)-(d); Supp. II, § 287 note.

U. S. representative and deputy representative to United Nations.

Duties.

Additional U. S. deputy representative to Security Council.

Representatives and alternates for sessions of General Assembly.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsections (a), (b), (c), and (d) of section 2 of the United Nations Participation Act of 1945 are hereby amended to read as follows:

"(a) The President, by and with the advice and consent of the Senate, shall appoint a representative and a deputy representative of the United States to the United Nations, both of whom shall have the rank and status of envoy extraordinary and ambassador plenipotentiary and shall hold office at the pleasure of the President. Such representative and deputy representative shall represent the United States in the Security Council of the United Nations and may serve ex officio as United States representative on any organ, commission, or other body of the United Nations other than specialized agencies of the United Nations, and shall perform such other functions in connection with the participation of the United States in the United Nations as the President may from time to time direct.

"(b) The President, by and with the advice and consent of the Senate, shall appoint an additional deputy representative of the United States to the Security Council who shall hold office at the pleasure of the President. Such deputy representative shall represent the United States in the Security Council of the United Nations in the event of the absence or disability of both the representative and the deputy representative of the United States to the United Nations.

"(c) The President, by and with the advice and consent of the Senate, shall designate from time to time to attend a specified session or specified sessions of the General Assembly of the United Nations not to exceed five representatives of the United States and such number of alternates as he may determine consistent with the rules of pro-

cedure of the General Assembly. One of the representatives shall be designated as the senior representative.

"(d) The President may also appoint from time to time such other persons as he may deem necessary to represent the United States in the organs and agencies of the United Nations, but the representative of the United States in the Economic and Social Council and in the Trusteeship Council of the United Nations shall be appointed only by and with the advice and consent of the Senate, except that the President may, without the advice and consent of the Senate, designate any officer of the United States to act, without additional compensation, as the representative of the United States in either such Council (A) at any specified session thereof where the position is vacant or in the absence or disability of the regular representative, or (B) in connection with a specified subject matter at any specified session of either such Council in lieu of the regular representative. The President may designate any officer of the Department of State, whose appointment is subject to confirmation by the Senate, to act, without additional compensation, for temporary periods as the representative of the United States in the Security Council of the United Nations in the absence or disability of the representative and deputy representatives appointed under section 2 (a) and (b) or in lieu of such representatives in connection with a specified subject matter. The advice and consent of the Senate shall be required for the appointment by the President of the representative of the United States in any commission that may be formed by the United Nations with respect to atomic energy or in any other commission of the United Nations to which the United States is entitled to appoint a representative."

SEC. 2. Section 2 of such Act is further amended by adding the following new subsection:

"(f) All persons appointed in pursuance of authority contained in this section shall receive compensation at rates determined by the President upon the basis of duties to be performed but not in excess of rates authorized by sections 411 and 412 of the Foreign Service Act of 1946 (Public Law 724, Seventy-ninth Congress) for chiefs of mission and Foreign Service officers occupying positions of equivalent importance, except that no member of the Senate or House of Representatives or officer of the United States who is designated under subsections (c) and (d) of this section as a representative of the United States or as an alternate to attend any specified session or specified sessions of the General Assembly shall be entitled to receive such compensation."

SEC. 3. Subsection (b) of section 5 of such Act is hereby amended by inserting "or aircraft," after "or vehicle,".

SEC. 4. The proviso in section 6 of such Act is hereby amended by inserting after "That" the following: ", except as authorized in section 7 of this Act,".

SEC. 5. Such Act is hereby amended by inserting after section 6 the following new section:

"SEC. 7. (a) Notwithstanding the provisions of any other law, the President, upon the request by the United Nations for cooperative action, and to the extent that he finds that it is consistent with the national interest to comply with such request, may authorize, in support of such activities of the United Nations as are specifically directed to the peaceful settlement of disputes and not involving the employment of armed forces contemplated by chapter VII of the United Nations Charter—

"(1) the detail to the United Nations, under such terms and conditions as the President shall determine, of personnel of the

Other appointments.

Economic and Social Council and Trusteeship Council.

Officer of Department of State as representative to Security Council.

Commission with respect to atomic energy, etc.

59 Stat. 619.
22 U. S. C. § 287;
Supp. II, § 287 note.
Compensation.

60 Stat. 1002, 1003.
22 U. S. C. §§ 866,
867.
Anne, p. 407.

59 Stat. 620.
22 U. S. C. § 287e (b).

59 Stat. 621.
22 U. S. C. § 287d.

Authority of President.

59 Stat. 1043.
Detail of personnel of armed services.

<p>Furnishing of facilities.</p>	<p>armed forces of the United States to serve as observers, guards, or in any noncombatant capacity, but in no event shall more than a total of one thousand of such personnel be so detailed at any one time: <i>Provided</i>, That while so detailed, such personnel shall be considered for all purposes as acting in the line of duty, including the receipt of pay and allowances as personnel of the armed forces of the United States, credit for longevity and retirement, and all other perquisites appertaining to such duty: <i>Provided further</i>, That upon authorization or approval by the President, such personnel may accept directly from the United Nations (a) any or all of the allowances or perquisites to which they are entitled under the first proviso hereof, and (b) extraordinary expenses and perquisites incident to such detail;</p>
<p>Availability of funds, supplies, etc.</p>	<p>"(2) the furnishing of facilities, services, or other assistance and the loan of the agreed fair share of the United States of any supplies and equipment to the United Nations by the National Military Establishment, under such terms and conditions as the President shall determine;</p> <p>"(3) the obligation, insofar as necessary to carry out the purposes of clauses (1) and (2) of this subsection, of any funds appropriated to the National Military Establishment or any department therein, the procurement of such personnel, supplies, equipment, facilities, services, or other assistance as may be made available in accordance with the request of the United Nations, and the replacement of such items, when necessary, where they are furnished from stocks.</p>
<p>Reimbursement from United Nations.</p>	<p>"(b) Whenever personnel or assistance is made available pursuant to the authority contained in subsection (a) (1) and (2) of this section, the President shall require reimbursement from the United Nations for the expense thereby incurred by the United States: <i>Provided</i>, That in exceptional circumstances, or when the President finds it to be in the national interest, he may waive, in whole or in part, the requirement of such reimbursement: <i>Provided further</i>, That when any such reimbursement is made, it shall be credited, at the option of the appropriate department of the National Military Establishment, either to the appropriation, fund, or account utilized in incurring the obligation, or to an appropriate appropriation, fund, or account currently available for the purposes for which expenditures were made.</p>
<p>Waiver.</p>	<p>"(c) In addition to the authorization of appropriations to the Department of State contained in section 8 of this Act, there is hereby authorized to be appropriated to the National Military Establishment, or any department therein, such sums as may be necessary to reimburse such Establishment or department in the event that reimbursement from the United Nations is waived in whole or in part pursuant to authority contained in subsection (b) of this section.</p>
<p>Credits in account.</p>	<p>"(d) Nothing in this Act shall authorize the disclosure of any information or knowledge in any case in which such disclosure is prohibited by any other law of the United States."</p>
<p>Appropriation authorized. <i>Infra</i>.</p>	<p>SEC. 6. Section 7 of such Act is hereby amended to read as follows:</p>
<p>59 Stat. 621. 22 U. S. C. § 287e; Supp. II, § 287e note. Annual appropriation authorized. <i>Ante</i>, p. 450.</p>	<p>"SEC. 8. There is hereby authorized to be appropriated annually to the Department of State, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary for the payment by the United States of its share of the expenses of the United Nations as apportioned by the General Assembly in accordance with article 17 of the Charter, and for all necessary salaries and expenses of the representatives provided for in section 2 hereof, and of their appropriate staffs, including personal services in the District of Columbia and elsewhere, without regard to the civil-service laws and the Classification Act of 1923, as amended; travel expenses without regard to</p>
<p>59 Stat. 1057. <i>Ante</i>, p. 735.</p>	
<p>42 Stat. 1483. 5 U. S. C. §§ 661-674; Supp. II, § 662 <i>et seq.</i> <i>Post</i>, p. 972.</p>	

the Standardized Government Travel Regulations, as amended, the Travel Expense Act of 1949, and section 10 of the Act of March 3, 1933, as amended, and, under such rules and regulations as the Secretary of State may prescribe, travel expenses of families and transportation of effects of United States representatives and other personnel in going to and returning from their post of duty; allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a); cost-of-living allowances for personnel stationed abroad under such rules and regulations as the Secretary of State may prescribe; communications services; stenographic reporting, translating, and other services, by contract; hire of passenger motor vehicles and other local transportation; rent of offices; printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); allowances and expenses as provided in section 6 of the Act of July 30, 1946 (Public Law 565, Seventy-ninth Congress), and allowances and expenses equivalent to those provided in section 901 (3) of the Foreign Service Act of 1946 (Public Law 724, Seventy-ninth Congress); the lease or rental (for periods not exceeding ten years) of living quarters for the use of the representative of the United States to the United Nations referred to in paragraph (a) of section 2 hereof, the cost of installation and use of telephones in the same manner as telephone service is provided for use of the Foreign Service pursuant to the Act of August 23, 1912, as amended (31 U. S. C. 679), and the allotment of funds, similar to the allotment authorized by section 902 of the Foreign Service Act of 1946, for unusual expenses incident to the operation and maintenance of such living quarters, to be accounted for in accordance with section 903 of said Act; and such other expenses as may be authorized by the Secretary of State; all without regard to section 3709 of the Revised Statutes, as amended (41 U. S. C. 5)."

Approved October 10, 1949.

Ante, p. 166.
47 Stat. 1516.
5 U. S. C. § 73b.

46 Stat. 818.

40 Stat. 1270.
Ante, p. 405.

60 Stat. 714.
22 U. S. C. § 287r;
Supp. II, § 287r note.
60 Stat. 1026.
22 U. S. C. § 1131 (3).

Ante, p. 734.

37 Stat. 414.
60 Stat. 1026.
22 U. S. C. § 1132.

60 Stat. 1026.
22 U. S. C. § 1133.

Ante, p. 403.

[CHAPTER 661]

AN ACT

To clarify the active-duty status of certain officers of the Army of the United States and the Air Force of the United States, and for other purposes.

October 10, 1949
[H. R. 4767]
[Public Law 342]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all periods of service of any officer of the Army of the United States or the Air Force of the United States who was called or recalled to active duty in the armed forces of the United States between April 1, 1944, and May 1, 1948, for medical observation or treatment, physical evaluation, or retiring-board proceedings for the purpose of determining the eligibility of such officer to receive disability or retirement pay benefits shall be, and hereby are, deemed to be active duty in the armed forces of the United States to the same extent as though such officer had been called or recalled to active duty without limitation as to purpose, and such officer shall be entitled to credit such service performed prior to May 1, 1948, for all purposes.

SEC. 2. Any officer of the Army of the United States or the Air Force of the United States who was admitted into a service hospital while on terminal leave prior to October 1, 1947, who reverted to inactive status prior to release from such hospitalization, and who has not subsequently been retired or certified to the Veterans' Administration for retirement benefits, shall be deemed to have been on active duty, for all purposes, until the date of the release from such hospitalization: *Provided*, That such an officer or his estate apply for the benefits of this section within two years from the date of enactment

U. S. Army and Air
Force.
Active-duty status
of certain officers.

Hospitalization dur-
ing terminal leave.

Application for
benefits.

Adjustment of benefits received.

of this Act, and such application is approved by the cognizant Secretary: *And provided further*, That in the case of a person whose application for the benefits of this Act is approved, the amount of any monetary benefits received by him or his estate for any period prior to release from such hospitalization under any provisions of law providing benefits for disability or death incident to the service, shall be deducted from the monetary benefits provided for herein.

Approved October 10, 1949.

[CHAPTER 662]

AN ACT

October 10, 1949
[H. R. 5300]
[Public Law 343]

Making appropriations to supply deficiencies in certain appropriations for the fiscal year ending June 30, 1949, and for other purposes.

Third Deficiency
Appropriation Act,
1949.
Ante, pp. 76, 231.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations for the fiscal year ending June 30, 1949, and for other purposes, namely:

LEGISLATIVE BRANCH

SENATE

CONTINGENT EXPENSES OF THE SENATE

Effective July 1, 1949, the basic salary of the research assistant to the majority leader authorized by Senate Resolution Numbered 158, agreed to December 9, 1941, hereby is increased from \$6,000 to \$7,320 per annum.

62 Stat. 425.

Miscellaneous items: For an additional amount for miscellaneous items, exclusive of labor, fiscal year 1949, \$152,108.

62 Stat. 425.

Folding documents: For an additional amount for folding speeches and pamphlets at a basic rate not exceeding \$1 per thousand, fiscal year 1949, \$2,500.

Stationery: For an additional allowance for stationery of \$200 for each Senator and the President of the Senate, for the first session of the Eighty-first Congress, \$19,400, to remain available until December 31, 1949.

Ante, p. 218.

Joint Committee on Printing: For an additional amount for the Joint Committee on Printing for travel and subsistence expenses at rates provided by law for Senate committees, fiscal year 1950, \$4,500.

HOUSE OF REPRESENTATIVES

CLERK HIRE, MEMBERS AND DELEGATES

Ante, p. 221.

For an additional amount for clerk hire necessarily employed by each Member and Delegate and the Resident Commissioner from Puerto Rico, in the discharge of his official and representative duties, as authorized by law, for the fiscal year 1950, \$2,022,000.

CONTINGENT EXPENSES OF THE HOUSE

Stationery (revolving fund): For an additional amount for stationery, first session, Eighty-first Congress, including an additional stationery allowance of \$200 for each Representative, Delegate, and the Resident Commissioner of Puerto Rico, \$88,100, to remain available until expended.

CAPITOL POLICE

Capitol Police Board: For an additional amount to enable the Clerk of the House of Representatives to reimburse the government of the District of Columbia for the salary of one Metropolitan policeman assigned to the Capitol Police Board to provide additional protection for the Capitol Buildings and Grounds, fiscal year 1950, \$3,754.51.

Ante, p. 222.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS

House Office Buildings: For an additional amount for the fiscal year 1950, \$21,890.

Ante, p. 224.

THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

Preparation of Rules for Civil Procedure: For expenses of the Supreme Court incident to proposed amendments or additions to the Rules for Civil Procedure for the District Courts of the United States pursuant to title 28, United States Code, Sec. 2072, including personal services in the District of Columbia and printing and binding, to be expended as the Chief Justice in his discretion may approve, including such per diem allowance in lieu of actual expenses for subsistence at rates to be fixed by him not to exceed \$10 per day, \$5,000, to remain available until June 30, 1950.

62 Stat. 961.
28 U. S. C., Supp.
II, § 2072.
Ante, pp. 104, 446.

FUNDS APPROPRIATED TO THE PRESIDENT

ASSISTANCE TO THE REPUBLIC OF KOREA

For expenses necessary to continue assistance to the Republic of Korea during the period July 1 to October 15, 1949, at the same rate and under the same terms and conditions as in the fiscal year 1949, pending the enactment of legislation outlining the terms and conditions under which further assistance is to be rendered, \$30,000,000, of which not to exceed \$375,000 shall be available for administrative expenses: *Provided*, That all obligations incurred during the period between August 15, 1949, and the date of enactment of this Act in anticipation of such appropriation and authority are hereby ratified and confirmed if in accordance with the terms thereof: *Provided further*, That the funds appropriated pursuant to the joint resolution of June 30, 1949 (Public Law 154), as amended by the joint resolution of August 1, 1949 (Public Law 196), for assistance to the Republic of Korea, shall be charged to this appropriation.

Ratification and
confirmation of obli-
gations.

Ante, p. 404.

Ante, p. 485.

CARE, HANDLING, AND DISPOSAL OF SURPLUS PROPERTY ABROAD

Not to exceed \$7,500,000 of the unobligated balance on June 30, 1949, of funds appropriated under this head in the Second Deficiency Appropriation Act, 1948, and allocated to the Department of the Army, shall remain available to said Department until December 31, 1949, for expenses necessary for the care and handling of surplus property located outside the continental United States, Hawaii, Alaska, Puerto Rico, and the Virgin Islands, and for the care and handling of surplus property located in the United States but disposed of to foreign governments: *Provided*, That \$6,000,000 of the amount herein continued available shall be used exclusively for the care and handling of surplus property located in the United States but disposed of to foreign governments.

62 Stat. 1030.

Surplus property in
U. S.

DEFENSE AID, LIQUIDATION LEND-LEASE PROGRAM

22 U. S. C. §§ 411-419; Supp. II, § 415.

Administrative expenses: For the liquidation by the Treasury Department in the fiscal year 1950 of activities under an Act to promote the defense of the United States (55 Stat. 31), as amended, including personal services in the District of Columbia, \$100,000.

59 Stat. 429.

22 U. S. C. §§ 411-419; Supp. II, § 415.

Obligations: Not to exceed \$1,000,000 of the funds appropriated or continued available by title II of the Second Deficiency Appropriation Act, 1945, for carrying out the provisions of an Act to promote the defense of the United States (55 Stat. 31), as amended, shall remain available for expenditure until June 30, 1950, for payment of claims, received prior to December 31, 1949, under a patent interchange agreement executed pursuant to said Act.

INDEPENDENT OFFICES

COMMISSION ON RENOVATION OF THE EXECUTIVE MANSION

Ante, pp. 45, 235; *post*, pp. 391, 976.

Ratification and confirmation of obligations.

For all expenses of the Commission on Renovation of the Executive Mansion as authorized by Public Law 40, Eighty-first Congress, fiscal year 1949, to remain available until June 30, 1950, \$50,000, to be disbursed by the Chief Disbursing Officer, Division of Disbursements, United States Treasury: *Provided*, That this appropriation shall be available from and including April 14, 1949. All obligations incurred during the period between April 14, 1949, and the date of the enactment of this Act in anticipation of such appropriation are hereby ratified and confirmed.

FEDERAL MEDIATION AND CONCILIATION SERVICE

61 Stat. 136.
29 U. S. C., Supp. II, §§ 171-180, 182.

60 Stat. 810.

60 Stat. 903.

60 Stat. 843; 62 Stat. 1008.

28 U. S. C., Supp. II, § 2672.

Ante, pp. 62, 106.

61 Stat. 155.
22 U. S. C., Supp. II, § 176.

60 Stat. 810.

Salaries and expenses: For expenses necessary, fiscal year 1950, for the Federal Mediation and Conciliation Service to carry out the functions vested in it by the Labor-Management Relations Act, 1947 (29 U. S. C. 171-180, 182), including expenses of the Labor-Management Panel as provided in section 205 of said Act; temporary employment of arbitrators, conciliators, and mediators on labor relations at rates not in excess of \$35 per diem; expenses of attendance at meetings concerned with labor and industrial relations; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); health service program as authorized by law (5 U. S. C. 150); and payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); \$2,700,000.

Boards of inquiry: To enable the Federal Mediation and Conciliation Service to pay necessary expenses, fiscal year 1950, of boards of inquiry appointed by the President pursuant to section 206 of the Labor-Management Relations Act, 1947 (29 U. S. C. 176-180, 182), including printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and rent in the District of Columbia, \$25,000.

FEDERAL SECURITY AGENCY

OFFICE OF EDUCATION

Salaries and Expenses

Ante, p. 287.

For an additional amount for "Salaries and expenses, 1950", \$50,000.

SOCIAL SECURITY ADMINISTRATION

Grants to States for Unemployment Compensation and Employment Service Administration

Ante, p. 293.

For an additional amount for the fiscal year 1950 for "Grants to States for unemployment compensation and employment service

administration," \$25,000,000; the limitation of \$675,000 under this head in the Labor-Federal Security Appropriation Act, 1950, for necessary expenses in connection with the operation of employment office facilities and services in the District of Columbia, and so forth, is hereby repealed; and the first proviso under said head is amended to read as follows: "*Provided*, That in addition to this appropriation, the sum of \$8,000,000 is hereby made available to be used to the extent that the Federal Security Administrator, with the approval of the Director of the Bureau of the Budget, finds necessary to meet increased costs of administration resulting from change in a State law or increases in the numbers of claims filed and claims paid and salary costs over those upon which the State's basic grant (or the allocation for the District of Columbia or Puerto Rico) was based, which increased costs of administration cannot be provided for by normal budgetary adjustments:".

Ante, p. 293.

Additional amount
for increased adminis-
trative costs.

Salaries and Expenses, Bureau of Employment Security

For an additional amount for "Salaries and expenses, Bureau of Employment Security, 1950", \$340,000; and appropriations under this head shall be available for the temporary employment of persons, without regard to the civil service laws, for the farm placement migratory labor program and shall be available for cooperation with the United States Immigration and Naturalization Service and the Secretary of State in negotiating and carrying out agreements relating to the employment of foreign agricultural workers, subject to the immigration laws and when necessary to supplement the domestic labor force.

Ante, p. 294.

SALARIES AND EXPENSES, BUREAU OF OLD-AGE AND SURVIVORS INSURANCE

The first proviso under this head in the Federal Security Agency Appropriation Act, 1950, is amended to read as follows: "*Provided*, That of the amount herein made available for expenditure, not more than \$50,000 may be expended without regard to section 322 of the Act of June 30, 1932, as amended (40 U. S. C. 278a), for alterations, repairs, and improvements to the buildings occupied by the Bureau of Old-Age and Survivors Insurance in Baltimore, Maryland, and vicinity, of which amount not more than \$15,000 shall be available for alterations, repairs, and equipment for an employee cafeteria or cafeterias, and the total amount made available in this proviso, except such part as may be necessary for incidental expenses of the Bureau of Old-Age and Survivors Insurance, may be transferred to the Public Buildings Administration, General Services Administration, for such purposes".

Ante, p. 294.

47 Stat. 412.
Repair, etc., of cer-
tain buildings.

GENERAL SERVICES ADMINISTRATION

PUBLIC BUILDINGS ADMINISTRATION

Site for public building at Omaha, Nebraska: For an additional amount for the acquisition of a site for a public building at Omaha, Nebraska, as authorized by the Acts of March 25, 1948 (Public Laws 455, 456, and 457), \$150,000, to remain available until June 30, 1950.

62 Stat. 86.

SURPLUS PROPERTY DISPOSAL

Salaries and expenses: For expenses necessary for carrying out the provisions of the Federal Property and Administrative Services Act of 1949 (Public Law 152, approved June 30, 1949), relating to excess and surplus property, including personal services in the District of Columbia; allocations to Government agencies for services rendered in connection with care and handling or disposal of property declared

Ante, pp. 377, 385.

60 Stat. 843; 62 Stat. 1008.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.

Subsistence, etc., to employees.

Repair, etc., of industrial facilities.

62 Stat. 1226.
50 U. S. C., Supp. II, § 452 (c).
61 Stat. 774.
10 U. S. C., Supp. II, § 1270; 34 U. S. C., Supp. II, § 522a.

60 Stat. 606.

62 Stat. 1203.

Ratification and confirmation of obligations.

surplus prior to July 1, 1948; not to exceed \$5,000 for payment of claims pursuant to law (28 U. S. C. 2672); not to exceed \$14,000 for a health service program as authorized by law (5 U. S. C. 150); printing and binding; expenses of attendance at meetings concerned with the purposes of this appropriation; acquisition of real property and interests therein, necessary in connection with care and handling or disposal of property; payments to States or political subdivisions thereof of sums in lieu of taxes accruing against real property declared surplus by Government corporations; appraisers at rates of pay or fees not to exceed those usual for similar services; and advances of funds to cashiers and collection officials, upon furnishing bond; fiscal year 1950, \$12,500,000: *Provided*, That the Administration may procure by contract or otherwise and furnish to governmental employees and employees of Government contractors at the reasonable value thereof food, meals, subsistence, and medical supplies, emergency medical services, quarters, heat, light, household equipment, laundry service, and sanitation facilities, and erect temporary structures and make alterations in existing structures necessary for these purposes, when such employees are engaged in the disposal of surplus property, or in the preparation for such disposal, at locations where such supplies, services, equipment, or facilities are otherwise unavailable, the proceeds derived therefrom to be credited to this appropriation: *Provided further*, That in addition to the amount hereinbefore appropriated, and notwithstanding the provisions of any other law, not to exceed \$2,000,000 of the proceeds of the disposal of surplus property subject to a "national security clause" as defined in the National Industrial Reserve Act of 1948 (50 U. S. C. 451), or as imposed pursuant to the Act of August 5, 1947 (10 U. S. C. 1270, 34 U. S. C. 522 (a)), or deductions from proceeds otherwise collectible as a result of the disposal of such property, shall be available for such costs of renovation, restoration, rehabilitation, improvement, and repair of industrial facilities as may be contracted for during the fiscal year 1950 if required for purposes of national defense or for the protection of the public or of private property from the effects of the operation of such facilities: *Provided further*, That appropriations to the War Assets Administration for the fiscal year 1947 shall remain available for expenditure during fiscal year 1950 for obligations incurred during the fiscal year 1947 in respect to industry agents' contracts: *Provided further*, That not to exceed \$762,000 of the appropriations to the War Assets Administration for the fiscal year 1949 shall remain available for accumulated or accrued leave paid after June 30, 1949, to employees of the War Assets Administration separated or furloughed on or before that date: *Provided further*, That the appropriation and authority with respect to the appropriation in this paragraph shall be available from and including July 1, 1949, for the purposes provided in such appropriation and authority. All obligations incurred during the period between August 15, 1949, and the date of enactment of this Act in anticipation of such appropriation and authority are hereby ratified and confirmed if in accordance with the terms thereof.

HOUSING AND HOME FINANCE AGENCY

OFFICE OF THE ADMINISTRATOR

Salaries and Expenses

Ante, p. 644; *post*, p. 871.

For an additional amount for "Salaries and expenses", fiscal year 1950, \$75,000.

Alaska Housing

For purchase of obligations of the Alaska Housing Authority, as authorized by section 3 of the Alaska Housing Act (Public Law 52, approved April 23, 1949), fiscal year 1950, \$10,000,000, to remain available until expended.

Ante, p. 58.

MOTOR CARRIER CLAIMS COMMISSION

SALARIES AND EXPENSES

For expenses necessary for the Motor Carrier Claims Commission established by the Act of July 2, 1948 (Public Law 880), including personal services in the District of Columbia, travel, printing and binding, and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), fiscal year 1950, \$150,000. The time for filing claims under the Act of July 2, 1948, is hereby extended to April 2, 1950.

62 Stat. 1222.
49 U. S. C., Supp.
II, § 305 note.
Ante, p. 80.

60 Stat. 810.
Time extension for
filing claims.

NATIONAL LABOR RELATIONS BOARD

Salaries and expenses: For expenses necessary, fiscal year 1950, for the National Labor Relations Board to carry out the functions vested in it by the Labor-Management Relations Act, 1947 (29 U. S. C. 141-167), and other laws, including personal services in the District of Columbia; expenses of attendance at meetings concerned with the work of the Board when specifically authorized by the Chairman or the General Counsel; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); and a health service program as authorized by law (5 U. S. C. 150); \$8,550,000: *Provided*, That no part of this appropriation shall be available to organize or assist in organizing agricultural laborers or used in connection with investigations, hearings, directives, or orders concerning bargaining units composed of agricultural laborers as referred to in section 2 (3) of the Act of July 5, 1935 (49 Stat. 450), and as amended by the Labor-Management Relations Act, 1947 (Public Law 101, approved June 23, 1947), and as defined in section 3 (f) of the Act of June 25, 1938 (52 Stat. 1060).

61 Stat. 136.
29 U. S. C., Supp.
II, §§ 141-167.

60 Stat. 810.
60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.
Agricultural labor-
ers.

29 U. S. C., Supp.
II, § 152 (3).

61 Stat. 137.
29 U. S. C., Supp.
II, § 152 (3).
29 U. S. C. § 203 (f).

NATIONAL MEDIATION BOARD

NATIONAL RAILROAD ADJUSTMENT BOARD

Salaries and Expenses

For an additional amount for "Salaries and expenses, 1950", \$207,700; and the amount made available under this head in the National Mediation Board Appropriation Act, 1950, exclusively for compensation and expenses of referees, is increased from "\$93,800" to "\$170,300".

Ante, p. 297.

UNITED STATES MARITIME COMMISSION

VESSEL OPERATING FUNCTIONS

For expenses (other than administrative expenses) necessary for carrying out the operating functions transferred to the United States Maritime Commission by section 202 of the Naval Appropriation Act, 1947 (60 Stat. 501), fiscal year 1950, \$4,036,570: *Provided*, That receipts from such functions during the fiscal year 1950 shall be deposited in the Treasury as miscellaneous receipts.

No additional vessels shall be allocated under charter, nor shall any vessel be continued under charter by reason of any extension

34 U. S. C. § 1162
note; 50 U. S. C. app.
§ 1291 note.

Chartering of ves-
sels.

of chartering authority beyond June 30, 1949, unless the charterer shall agree that the Commission shall have no obligation upon redelivery to accept or pay for consumable stores, bunkers, and slop-chest items, except with respect to such minimum amounts of bunkers as the Commission considers advisable to be retained on the vessel and that prior to such redelivery all consumable stores, slop-chest items, and bunkers over and above such minimums shall be removed from the vessel by the charterer at his own expense.

VETERANS' ADMINISTRATION

Funds heretofore appropriated for "Automobiles and other conveyances for disabled veterans" are hereby continued available until June 30, 1950.

WAR CLAIMS COMMISSION

ADMINISTRATIVE EXPENSES

60 Stat. 810.

For expenses necessary during the fiscal year 1950 for the War Claims Commission, including personal services in the District of Columbia; travel; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and advances or reimbursements to other Government agencies for use of their facilities and services in carrying out the functions of the Commission; \$300,000, to be derived from the war claims fund created by section 13 (a) of the War Claims Act of 1948 (Public Law 896, approved July 3, 1948).

62 Stat. 1247.
50 U. S. C., Supp.
II, app. § 2012 (a).

PAYMENT OF CLAIMS

For payment of claims, as authorized by the War Claims Act of 1948, from funds deposited in the Treasury to the credit of the war claims fund created by section 13 (a) of said Act, such sums as may be necessary, to be available to the Secretary of the Treasury for payment of claims under sections 4 (a), 4 (b) (2), 5 (e), 6 (b), and 7 of said Act to the payees named and in the amounts stated in certifications by the War Claims Commission and the Federal Security Administrator or their duly authorized representatives, which certifications shall be in lieu of any vouchers which might otherwise be required: *Provided*, That this appropriation shall not be available for administrative expenses.

62 Stat. 1241, 1242,
1243, 1244, 1245.
50 U. S. C., Supp.
II, app. §§ 2003(a), (b)
(2), 2004 (c), 2005 (b),
2006.

Restriction.

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH ADMINISTRATION

BUREAU OF ANIMAL INDUSTRY

Salaries and Expenses

Inspection and quarantine

Ante, p. 332.

For an additional amount for "Inspection and quarantine, 1950," \$60,000.

Eradication of Foot-and-Mouth and Other Contagious Diseases of Animals

To enable the Secretary of Agriculture to make repayment to the Commodity Credit Corporation for amounts transferred and expenses incurred during the fiscal year 1949 under this head, pursuant to authority in the Department of Agriculture Appropriation Act, 1949, \$34,000,000.

62 Stat. 515.

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

Salaries and Expenses

Citrus blackfly

For investigations of the citrus blackfly, during the fiscal year 1950, including cooperative tests of methods for its control in Mexico and cooperation with the Government of Mexico or local Mexican authorities in connection with the suppression, control, and prevention or retardation of spread of this pest, \$190,000.

DEPARTMENT OF COMMERCE

OFFICE OF THE SECRETARY

LIQUIDATION OF WAR AGENCIES TRANSFERRED TO COMMERCE

For expenses necessary for the liquidation, in the fiscal year 1950, of the Foreign Economic Administration, Civilian Production Administration, Office of Price Administration, Office of War Mobilization and Reconversion, and all other functions of the former Office of Temporary Controls, including personal services in the District of Columbia and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$30,000, of which \$15,000 shall be available for payment of accrued annual leave only.

60 Stat. 810.

VOLUNTARY AGREEMENTS

For expenses necessary for carrying out, until September 30, 1949, the provisions of section 2 of the Act of December 30, 1947 (61 Stat. 945), relating to voluntary agreements, as extended by the Act of February 9, 1949 (Public Law 6), including personal services in the District of Columbia and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals, \$60,000.

Ante, p. 82.60 U. S. C., Supp.
II, app. § 1912.
Ante, p. 5.

60 Stat. 810.

CIVIL AERONAUTICS ADMINISTRATION

SALARIES AND EXPENSES

The appropriation under this head in the Department of Commerce Appropriation Act, 1950, shall be available for expenses necessary in connection with facilities on the Islands of Wake, Canton, and Midway, as authorized by section 10 of the International Aviation Facilities Act of June 16, 1948 (Public Law 647).

Ante, p. 463.62 Stat. 453.
49 U. S. C., Supp.
II, § 1159.

CLAIMS, FEDERAL AIRPORT ACT

For an additional amount for "Claims, Federal Airport Act," \$268,807, to remain available until June 30, 1953, as follows: Bellingham Airport, County of Whatcom, Washington, \$108,876; Stinson Field Municipal Airport, San Antonio, Texas, \$49,556; Aransas County Airport, County of Aransas, Texas, \$21,268; Douglas-Tahoe Airport, County of Douglas, Nevada, \$7,780; Bates Field-Mobile Municipal Airport, Mobile, Alabama, \$44,855; Corvallis Airport, Corvallis, Oregon, \$36,472: *Provided*, That for the purposes of section 17 of the Federal Airport Act, as amended, the date of enactment hereof shall be considered as the date of termination of war as contemplated by such section.

60 Stat. 179.
49 U. S. C., Supp.
II, § 1116.

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES AND GENERAL ADMINISTRATION

FEES OF WITNESSES

For an additional amount for "Fees of witnesses", \$25,000.

Ante, p. 244.

For an additional amount for "Fees of witnesses, 1950," \$382,000.

Ante, p. 458.

IMMIGRATION AND NATURALIZATION SERVICE

46 Stat. 1467.
8 U. S. C., §§ 109a,
109b.

For payment of claims for extra pay for Sunday and holiday services under the Act of March 2, 1931, as construed by the Court of Claims in the case of Renner and Krupp versus the United States (106 Court of Claims 676), fiscal year 1946 and prior fiscal years, \$679,854.44.

GENERAL PROVISION—DEPARTMENT OF JUSTICE

After the date of enactment hereof, any claim (not in excess of \$500), settled for payment by the Comptroller General, for fees, storage, or other items of expense, related to litigation, which is beyond the control of the Department may be paid out of the appropriation currently available for such purpose at the time of settlement of such claim.

DEPARTMENT OF LABOR

BUREAU OF LABOR STATISTICS

REVISION OF CONSUMERS' PRICE INDEX

59 Stat. 295.
5 U. S. C. § 901 *et*
seq.; Supp. II, § 902
et seq.
Ante, p. 265; *post*,
p. 972.

60 Stat. 810.

60 Stat. 903.

Transfer of funds.

Ante, p. 284.

For expenses necessary, fiscal year 1950, to enable the Bureau of Labor Statistics to revise the Consumers' Price Index, including personal services in the District of Columbia; temporary employees at rates to be fixed by the Secretary of Labor without regard to the civil service and classification laws and the Federal Employees Pay Act of 1945, as amended; travel expenses, including expenses of attendance at meetings concerned with such revision when specifically authorized by the Secretary of Labor; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and a health service program as authorized by law (5 U. S. C. 150); \$1,126,000, of which \$126,000 shall be derived by transfer from the appropriation for salaries and expenses of the Bureau of Labor Statistics for the fiscal year 1950.

NATIONAL MILITARY ESTABLISHMENT

DEPARTMENT OF THE ARMY—CIVIL FUNCTIONS

CORPS OF ENGINEERS

Flood Control, General

60 Stat. 648.
33 U. S. C. §§ 701f,
701j notes.

For the completion of interior drainage facilities at Mandan, North Dakota, as a part of the local flood protection project authorized by the Flood Control Act of 1946 (Public Law 526, Seventy-ninth Congress, second session), fiscal year 1950, \$76,000, to remain available until expended.

POST OFFICE DEPARTMENT

FIELD SERVICE

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Star Route Service

Ante, p. 248.

For an additional amount for "Star route service", \$1,000,000.

Salaries, Railway Mail Service

Ante, p. 370.

Transfer of funds.

Ante, p. 371.

For an additional amount, fiscal year 1950, for "Salaries, railway mail service," \$225,000, to be derived by transfer of funds appropriated for personal services at field headquarters in the appropriation "Domestic air mail service" for the fiscal year 1950; and the super-

visory personnel of the railway mail service may be increased by fifteen additional assistant general superintendents and fifteen district superintendents at large.

Personnel increase.

Electric Car Service

For an additional amount for "Electric car service", \$59,000, to be derived by transfer from the appropriation "Special delivery service" for the fiscal year 1949.

62 Stat. 419.

For an additional amount, fiscal year 1948, for "Electric car service", \$97,200, to be derived by transfer from the appropriation "Foreign mail transportation" for said fiscal year.

61 Stat. 231.

Foreign Air Mail Transportation

For an additional amount, fiscal year 1948, for "Foreign air mail transportation", \$1,101,000, to be derived by transfer from the appropriation "Foreign mail transportation" for said fiscal year.

61 Stat. 231.
Ante, p. 249.

Post, p. 877.

Domestic Air Mail Service

For an additional amount for "Domestic air mail service", \$16,100,000.

For an additional amount, fiscal year 1948, for "Domestic air mail service," \$3,201,000.

61 Stat. 231.

DEPARTMENT OF STATE

INTERNATIONAL ACTIVITIES

UNITED STATES PARTICIPATION IN INTERNATIONAL ORGANIZATIONS

The amount made available under this head in the Department of State Appropriation Act, 1949, for the Cape Spartel and Tangier Light, Coast of Morocco, is increased from "\$1,200" to "\$2,000"; and the amount made available under said head for the Inter-American Coffee Board is decreased from "\$4,203" to "\$3,403".

62 Stat. 308.

Ante, p. 250.

Not to exceed \$1,595,000 of the amount made available under this head in the Second Deficiency Appropriation Act, 1948, for the "International Civil Aviation Organization" shall remain available until June 30, 1950.

62 Stat. 1046.

INTERNATIONAL INFORMATION AND EDUCATIONAL ACTIVITIES

For an additional amount during the fiscal year 1950 for "International information and educational activities," \$1,800,000; and the limitation under this head on the amount available for transfer to other appropriations of the Department of State is increased by \$312,250.

Ante, p. 454; *post*, p. 878.

TREASURY DEPARTMENT

OFFICE OF THE SECRETARY

REFUNDS UNDER RENEGOTIATION ACT

For an additional amount for "Refunds under Renegotiation Act, 1950", \$4,000,000.

Ante, p. 357.

PERSONAL OR PROPERTY DAMAGE CLAIMS

For an additional amount for personal property damage claims, \$40,000.

FISCAL SERVICE

BUREAU OF ACCOUNTS

Salaries and Expenses

Ante, p. 358.

For an additional amount for "Salaries and expenses, 1950", \$175,000: *Provided*, That appropriations under this head shall be available for reimbursement to Federal Reserve banks and branches for expenses incident to deposit of taxes under the Federal Insurance Contributions Act in the same manner as heretofore provided in connection with deposit of taxes under the Current Tax Payment Act of 1943.

57 Stat. 138.
26 U. S. C. § 1631.
Ante, p. 668.

Division of Disbursement

Salaries and Expenses

Ante, p. 358.

For an additional amount for "Salaries and expenses, Division of Disbursement, 1950", \$637,900.

OFFICE OF THE TREASURER

Salaries and Expenses

Ante, p. 359.

For an additional amount for "Salaries and expenses, 1950", \$97,500.

TITLE II—CLAIMS FOR DAMAGES, AUDITED CLAIMS, AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in Senate Document Numbered 96, and House Document Numbered 229, Eighty-first Congress, \$7,664,035.07, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

TITLE III—GENERAL PROVISIONS

Persons engaging,
etc., in strikes against
or advocating over-
throw of U. S. Gov-
ernment.

Affidavit.

SEC. 301. No part of any appropriation contained in this Act, or of the funds made available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts

the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Penalty.

SEC. 302. This Act may be cited as the "Third Deficiency Appropriation Act, 1949".

Short title.

Approved October 10, 1949.

[CHAPTER 663]

AN ACT

To authorize the granting to the city of Los Angeles, California, of rights-of-way on, over, under, through, and across certain public lands.

October 10, 1949
[H. R. 5764]
[Public Law 344]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized to grant to the city of Los Angeles permanent rights-of-way, two hundred and fifty feet in width, described in section 6 of this Act on, over, under, through, and across public lands of the United States in the counties of Mono, Inyo, and Kern in the State of California, for the purposes of constructing, operating, and maintaining any and all works, structures, roads, and facilities necessary, convenient, incidental, or appurtenant to the generation, transformation, transmission, distribution, and utilization of electrical energy: *Provided*, That the Secretary of the Interior shall, in his discretion, attach and impose such conditions on said rights-of-way, and promulgate such rules and regulations as he shall deem appropriate, consistent with the use of said rights-of-way for the purposes prescribed in this Act: *Provided further*, That the Secretary of the Interior shall fix, and the city shall pay, a reasonable sum or sums to the United States as consideration for the grant of the permanent rights-of-way described in section 6 of this Act.

Los Angeles, Calif.
Rights-of-way.

Post, p. 750.

Rules and regula-
tions.

Payment to U. S.

Post, p. 750.

Existing rights.

SEC. 2. Nothing contained in this Act is intended to, nor does it, affect any presently existing right of any kind or nature however acquired, nor any valid claim heretofore initiated under the laws of the United States or the State of California, including, but not limited to, the homestead, mining, desert land, and other laws relating to public lands and appurtenances and incidents thereto.

SEC. 3. That the use of the rights-of-way herein authorized shall also be subject to such conditions as are reasonable and necessary, in the opinion of the Secretary of Agriculture to protect the interests of the United States in the management of the national forests.

SEC. 4. That the lands described in section 6 hereof shall be open at all times to exploration, prospecting, discovery, lease, or patent under the mining or mineral leasing laws from time to time applicable thereto insofar as said laws relate to minerals in said lands, and to any uses or disposition of the land or resources, to the extent and in the manner permitted under any of the nonmineral public land laws of the United States from time to time applicable thereto: *Provided*,

Lands open to ex-
ploration, etc.
Post, p. 750.

However, That all rights so acquired in or to said lands shall be subject to the rights in this Act authorized to be granted to the city.

Use of rights-of-way.

SEC. 5. The rights-of-way by this Act authorized to be granted to the city of Los Angeles shall be held by the city for the purposes of municipal power supply and no assignment, sale, or other disposal of said rights-of-way or interests therein shall be made by the city, except with the approval of the chief officer of the department controlling or supervising the public lands concerned upon a finding by him that such assignment, sale, or other disposal is compatible with the public interest. The chief officer of the department supervising or controlling the public lands concerned is authorized to delegate the powers designated in this or in any other section of this Act and may authorize the subdelegation of such powers.

Delegation of powers.

Lands in Mono County, Calif.

SEC. 6. Lands within the county of Mono, State of California, described as follows:

All those portions of section 21; section 27; section 28; section 34, township 5 south, range 31 east, Mount Diablo base and meridian, lying within the boundaries of a strip of land two hundred and fifty feet in width, the side lines of said strip being parallel with and distant, respectively, seventy-five feet easterly of and one hundred and seventy-five feet westerly of a line described as follows:

Beginning at a point on the north line of said section 21 distant thereon south eighty-nine degrees thirty-five minutes forty-two seconds east one thousand two hundred twenty-six and seventy-five one-hundredths feet from the north quarter-corner of said section; thence from said point of beginning south sixteen degrees twenty-nine minutes forty-nine seconds east three thousand one hundred sixty-two and fifty-eight one-hundredths feet; thence south nine degrees five minutes forty-nine seconds east ten thousand one hundred fourteen and thirty-one one-hundredths feet; thence south six degrees twenty-five minutes twenty-two seconds east two thousand eight hundred forty and sixty-five one hundredths feet to a point on the south line of said section 34, which is easterly thereon one thousand six hundred twenty-six and ninety-four one-hundredths feet from the southwest corner thereof.

Lands in Inyo County, Calif.

Lands within the county of Inyo, State of California, described as follows:

All those portions of section 3; section 10, township 6 south, range 31 east, Mount Diablo base and meridian, lying within the boundaries of a strip of land two hundred and fifty feet in width, the side lines of said strip being parallel with and distant one hundred and twenty-five feet on each side of a centerline described as follows:

Beginning at a point on the north line of said section 3 which is distant thereon south eighty-nine degrees eighteen minutes fifty-five seconds east two thousand twenty and sixty-two one-hundredths feet from the northwest corner of said section; thence from said point of beginning south five degrees fifty-six minutes ten seconds east five thousand three hundred seventeen and eighty one-hundredths feet to a point in the south line of said section 3 which is westerly thereon four and nineteen one-hundredths feet from a stake in rock mound set to mark the quarter-section corner common to sections 3 and 10, said township and range; thence continuing south five degrees fifty-six minutes ten seconds east three thousand four hundred sixty-nine and fifty-eight one-hundredths feet to a point in the northwest quarter of the southeast quarter of said section 10 which is south five degrees fifty-two minutes three seconds east from the above-mentioned quarter-section corner.

Also all those portions of section 3; section 10; section 14; northeast quarter section 15; northeast quarter section 23; section 24; section 25, township 6 south, range 31 east, Mount Diablo base and meridian;

section 31, township 6 south, range 32 east, Mount Diablo base and meridian; south half lot 2 northwest quarter, lots 1 and 2 southwest quarter section 30; section 31, township 7 south, range 33 east, Mount Diablo base and meridian; northwest quarter southwest quarter section 5; section 28, township 8 south, range 33 east, Mount Diablo base and meridian; section 2; section 12; section 13, township 9 south, range 33 east, Mount Diablo base and meridian; section 19; lots 3, 7, 8, south half southwest quarter, southwest quarter southeast quarter section 29; section 32; section 33, township 9 south, range 34 east, Mount Diablo base and meridian; section 4; section 5 (unsurveyed); section 8 (unsurveyed); section 9; section 17 (partly unsurveyed); section 20; section 33, township 10 south, range 34 east, Mount Diablo base and meridian; section 4; section 9; section 28, township 11 south, range 34 east, Mount Diablo base and meridian; section 21; section 27; section 28, township 12 south, range 34 east, Mount Diablo base and meridian; lots 1, 2, 3, 4, 5, 6 northeast quarter, south half southeast quarter, east half lot 1 northwest quarter, southeast quarter southwest quarter, lots 7, 10, 11, 14, 15, section 2; section 11; section 12; section 13; section 14; section 24; section 25, township 13 south, range 34 east, Mount Diablo base and meridian; section 30; section 31, township 13 south, range 35 east, Mount Diablo base and meridian; section 5; section 6; section 8; section 17; section 20; section 28; section 29; section 32; section 33, township 14 south, range 35 east, Mount Diablo base and meridian; section 4; section 9; section 21; section 22; section 27; section 28; section 34; northwest quarter northwest quarter, south half north half, south half section 35, township 15 south, range 35 east, Mount Diablo base and meridian; section 1; section 2; section 12, township 16 south, range 35 east, Mount Diablo base and meridian; lot 2 northwest quarter, lot 2 and south half lot 1 southwest quarter, southwest quarter southeast quarter section 7; southwest quarter section 17; northwest quarter northeast quarter, south half northeast quarter, northeast quarter northwest quarter, southeast quarter section 18; section 20; section 21; section 28; northeast quarter section 33; west half southeast quarter, east half west half, west half northwest quarter, northwest quarter southwest quarter section 34, township 16 south, range 36 east, Mount Diablo base and meridian; southwest quarter section 2; section 11 (partly unsurveyed); section 14 (partly unsurveyed); section 23 (partly unsurveyed); east half section 26; east half northeast quarter, east half southeast quarter (unsurveyed) section 35, township 17 south, range 36 east, Mount Diablo base and meridian; south half section 1; northeast quarter northeast quarter (unsurveyed) section 2; section 12; section 13 (partly unsurveyed); west half (unsurveyed), west half east half section 24; west half, west half east half section 25, township 18 south, range 36 east, Mount Diablo base and meridian; lots 1 and 2 northwest quarter, southwest quarter section 1; lots 1, 5, 6, 7, section 2; lots 1, 2, 3, 4, southwest quarter northeast quarter, northwest quarter southeast quarter section 11; west half west half section 12; section 13; northeast quarter northeast quarter section 14; section 24; section 25, township 19 south, range 36 east, Mount Diablo base and meridian; west half section 30; section 31, township 19 south, range 37 east, Mount Diablo base and meridian; lots 1 and 2 northeast quarter, southeast quarter section 6; east half section 7; east half section 18; east half section 19; west half section 29; east half section 30; east half section 31; west half section 32, township 20 south, range 37 east, Mount Diablo base and meridian; section 4; section 9; section 14 (partly unsurveyed); section 15; north half northeast quarter section 16; south half section 23; southwest quarter section 24; section 25; east half east half section 26; section 36, township 21 south, range 37 east, Mount Diablo base and meridian; lot 4

section 31, township 21 south, range 38 east, Mount Diablo base and meridian; lots 1 and 2 northeast quarter, east half lots 1 and 2 northwest quarter, southeast quarter, lot 1 southwest quarter section 6; section 7; section 8; section 17; east half section 20; section 29; section 32, township 22 south, range 38 east, Mount Diablo base and meridian; lots 1 and 2, south half northeast quarter, southeast quarter section 5; east half, east half southwest quarter section 8; east half, east half west half section 17; east half, east half west half section 20; east half section 29; east half section 32, township 23 south, range 38 east, Mount Diablo base and meridian; section 5 (partly unsurveyed); section 8 (partly unsurveyed); section 17; section 20; south half southeast quarter section 29; east half section 32 (partly unsurveyed); west half section 33, township 24 south, range 38 east, Mount Diablo base and meridian, lying within the boundaries of a strip of land two hundred and fifty feet in width, the sidelines of said strip being parallel with and distant, respectively, seventy-five feet easterly of and one hundred and seventy-five feet westerly of a line described as follows:

Beginning at a point on the north line of section 3, township 6 south, range 31 east, Mount Diablo base and meridian, which is distant thereon south eighty-nine degrees eighteen minutes fifty-five seconds east one thousand six hundred twenty-six and ninety-four one-hundredths feet from a rock mound set to mark the northwest corner of said section 3; thence from said point of beginning south six degrees twenty-five minutes twenty-two seconds east five thousand three hundred twenty-two and forty-five one-hundredths feet to a point on the south line of said section 3, which is westerly thereon three hundred fifty-two and thirty-eight one-hundredths feet from a rock mound set to mark the south quarter-corner of said section 3; thence continuing south six degrees twenty-five minutes twenty-two seconds east two thousand ten and twenty-nine one-hundredths feet; thence south fifteen degrees twenty-two minutes two seconds east one thousand five hundred ninety-five and seventy-nine one-hundredths feet; thence south thirteen degrees fifty-seven minutes twenty-four seconds east four hundred ninety-one and fifty-seven one-hundredths feet; thence south eleven degrees thirty-nine minutes eighteen seconds west seven hundred sixty-five and ninety-three one-hundredths feet; thence south forty-three degrees thirty minutes thirty-two seconds east seven hundred eighty and forty one-hundredths feet to a point on the north line of section 15, township 6 south, range 31 east, Mount Diablo base and meridian, which is distant thereon south eighty-nine degrees forty-six minutes fifty-two seconds east six hundred sixty-three and fifty one-hundredths feet from a rock mound set to mark the north quarter-corner of said section 15; thence continuing south forty-three degrees thirty minutes thirty-two seconds east seventeen thousand three hundred forty-four and sixty-one one-hundredths feet; thence south two degrees forty-seven minutes twenty-four seconds east two thousand one hundred thirty-two and seventy-two one-hundredths feet; thence south thirty-seven degrees thirty-four minutes no seconds east one thousand five hundred seventy-seven and eighty-two one-hundredths feet to a point on the north line of section 31, township 6 south, range 32 east, Mount Diablo base and meridian, which is easterly thereon seven hundred sixty and ninety-two one-hundredths feet from the northwest corner of said section 31; thence continuing south thirty-seven degrees thirty-four minutes no seconds east seven thousand five hundred twenty-four and ten one-hundredths feet; thence south fifty-two degrees forty-eight minutes eighteen seconds east seven thousand six hundred ten and eighteen one-hundredths feet to a point on the north line of section 9, township 7 south, range 32 east, Mount Diablo base and meridian, which is easterly thereon eight hundred twenty-one and sixty-nine one-hundredths feet from the northwest corner of

said section 9; thence continuing south fifty-two degrees forty-eight minutes eighteen seconds east one thousand six hundred fifty and fifty-six one-hundredths feet; thence south sixty-six degrees one minute fifty-two seconds east four thousand one hundred ninety-nine and eighty-six one-hundredths feet; thence south forty-five degrees fifty-five minutes thirty-five seconds east eleven thousand four hundred twenty-four and fifty-one one-hundredths feet to a point on the north line of section 23, township 7 south, range 32 east, Mount Diablo base and meridian, which is easterly thereon eight hundred eighty-eight and seventy-five one-hundredths feet from a rock mound set to mark the quarter-section corner common to sections 14 and 23, said township and range; thence continuing south forty-five degrees fifty-five minutes thirty-five seconds east one thousand nine hundred fifty-two and seventy-five one-hundredths feet; thence south sixty degrees thirty-three minutes twenty-three seconds east six thousand four hundred seventy-eight and ninety-six one-hundredths feet to a point on the range line between ranges 32 and 33 east, which is northerly thereon six hundred three and sixty one-hundredths feet from the northwest corner of section 30, township 7 south, range 33 east, Mount Diablo base and meridian; thence continuing south sixty degrees thirty-three minutes twenty-three seconds east four hundred eight and twenty one-hundredths feet; thence south thirty-five degrees thirty-six minutes twenty-nine seconds east four thousand two hundred thirteen and twenty-seven one-hundredths feet; thence south twenty-three degrees thirty-four minutes thirty-nine seconds east eight thousand two hundred twelve and ninety-eight one-hundredths feet to a point on the township line between townships 7 and 8 south, which is one thousand nine hundred seventy-two and seventy one-hundredths feet westerly thereon from a rock mound set to mark the north quarter corner of section 5, township 8 south, range 33 east, Mount Diablo base and meridian; thence continuing south twenty-three degrees thirty-four minutes thirty-nine seconds east one thousand four hundred and eleven one-hundredths feet; thence south thirty-one degrees two minutes six seconds west seven hundred forty-nine and thirty-two one-hundredths feet; thence south seventeen degrees twenty-one minutes fifty-seven seconds east thirteen thousand three hundred ninety and seventy-six one-hundredths feet; thence south twenty-three degrees seven minutes thirty-seven seconds east nine hundred thirty-two and eighty-six one-hundredths feet to a point on the north line of section 20, township 8 south, range 33 east, Mount Diablo base and meridian, which is westerly thereon one hundred seventy-one and eighty-eight one-hundredths feet from the northeast corner of said section 20; thence continuing south twenty-three degrees seven minutes thirty-seven seconds east fifteen thousand nine hundred thirty-eight and twenty-four one-hundredths feet; thence south thirty degrees forty-five minutes thirty seconds east one thousand four hundred ninety-four and ninety-eight one-hundredths feet to a point on the south line of section 34, township 8 south, range 33 east, Mount Diablo base and meridian, which is easterly thereon one thousand five hundred thirty-two and sixty-four one-hundredths feet from the southwest corner of said section 34; thence continuing south thirty degrees forty-five minutes thirty seconds east four thousand one hundred twenty-two and forty-nine one-hundredths feet; thence south fifty-four degrees fifty-two minutes thirty-eight seconds east two thousand eight hundred fifty-eight and forty-five one-hundredths feet; thence south forty-three degrees forty-two minutes no seconds east one thousand thirty-three and fifteen one-hundredths feet; thence south forty-eight degrees nineteen minutes eighteen seconds east one thousand one hundred forty-four and twenty-five one-hundredths feet; thence south thirteen degrees fifty-three

minutes twenty-eight seconds east two thousand eight hundred eighty-nine and eighty one-hundredths feet; thence south twenty-five degrees forty-one minutes eighteen seconds east three thousand two hundred seven and forty-one one-hundredths feet; thence south thirty-nine degrees thirteen minutes fifteen seconds east four thousand three hundred eighty-nine and twenty-eight one-hundredths feet to a point on the north line of section 19, township 9 south, range 34 east, Mount Diablo base and meridian, which is easterly thereon three hundred thirty and five-tenths feet from the northwest corner of said section 19; thence continuing south thirty-nine degrees thirteen minutes fifteen seconds east nine thousand fifty-seven and eighty-nine one-hundredths feet; thence south twenty-eight degrees six minutes forty seconds east nine thousand six hundred forty-nine and eighty-two one-hundredths feet to a point, which is north thirty-three degrees thirty-one minutes forty seconds east one hundred sixty-seven and ninety-three one-hundredths feet from the southwest corner of section 33, township 9 south, range 34 east, Mount Diablo base and meridian; thence south no degrees fifty-two minutes forty seconds west twenty-five thousand two hundred two and fifteen one-hundredths feet; thence south fifteen degrees eighteen minutes six seconds east eighteen thousand six hundred fifty-three and twenty-three one-hundredths feet; thence south two degrees twenty-four minutes nineteen seconds west twenty thousand two hundred ninety-three and seventy-four one-hundredths feet to a point on the township line between townships 11 and 12 south, which is westerly thereon one thousand four hundred sixteen and seventy-nine one-hundredths feet from a rock mound set to mark the southeast corner of section 33, township 11 south, range 34 east, Mount Diablo base and meridian; thence continuing south two degrees twenty-four minutes nineteen seconds west fourteen thousand nine hundred twenty-four and seventy-seven one-hundredths feet; thence south thirteen degrees forty-two minutes thirteen seconds east sixteen thousand nine hundred ninety-four and seventy-nine one-hundredths feet; thence south no degrees eighteen minutes thirty seconds east two hundred eighty-six and seventy one-hundredths feet to a point on the township line between townships 12 and 13 south, which is easterly thereon two thousand and twenty-one feet from a two-inch iron pipe set to mark the southwest corner of section 34, township 12 south, range 34 east, Mount Diablo base and meridian; thence continuing south no degrees eighteen minutes thirty seconds east nine thousand five hundred thirty-one and seventy-one one hundredths feet; thence south twenty-three degrees fifty-five minutes forty-three seconds east nineteen thousand six hundred fifty-one and seventy-seven one-hundredths feet to a point on the west line of section 30, township 13 south, range 35 east, Mount Diablo base and meridian, which is southerly thereon one thousand one hundred ninety-four and five-tenths feet from a rock mound set to mark the northwest corner of said section 30; thence continuing south twenty-three degrees fifty-five minutes forty-three seconds east ten thousand two hundred thirty-six and ninety-four one-hundredths feet to a point on the township line between townships 13 and 14 south, which is easterly thereon one thousand four hundred and five feet from the south quarter-corner of section 31, township 13 south, range 35 east, Mount Diablo base and meridian; thence continuing south twenty-three degrees fifty-five minutes forty-three seconds east seven thousand eight hundred twenty-six and four one-hundredths feet; thence south eleven degrees eighteen minutes forty seconds east forty-seven thousand six hundred forty and seventy-two one-hundredths feet; thence south forty-one degrees forty-nine minutes fifty-five seconds east twenty-eight thousand three hundred ninety-two and ninety-four one-hundredths feet; thence south thirty-seven

degrees twenty-three minutes twenty seconds east twenty-four thousand twenty-seven and seventy-three one-hundredths feet; thence south four degrees twelve minutes fifty-seven seconds east nine hundred twenty-six and eight one-hundredths feet to a point on the township line between townships 16 and 17 south, which is westerly thereon thirty-three and seventy-two one-hundredths feet from a one-inch iron pipe with brass cap set to mark the south quarter-corner of section 34, township 16 south, range 36 east, Mount Diablo base and meridian; thence continuing south four degrees twelve minutes fifty-seven seconds east eighteen thousand sixteen and eighty-nine one-hundredths feet; thence south ten degrees two minutes ten seconds east thirteen thousand eight hundred ninety-four and sixty-one one-hundredths feet to a point on the township line between townships 17 and 18 south, which is westerly thereon two thousand five hundred and fifty feet from a stake in rock mound set to mark the south quarter-corner of section 36, township 17 south, range 36 east, Mount Diablo base and meridian; thence continuing south ten degrees two minutes ten seconds east seventeen thousand eight hundred eleven and forty-seven one-hundredths feet; thence south eleven degrees thirty minutes forty-seven seconds west fourteen thousand four hundred eleven and seven one-hundredths feet to a point on the township line between townships 18 and 19 south, which is easterly thereon two hundred and fifty-one feet from the southwest corner of section 36, township 18 south, range 36 east, Mount Diablo base and meridian; thence continuing south eleven degrees thirty minutes forty-seven seconds west seven thousand eight hundred twenty and sixty-two one-hundredths feet; thence south twenty-four degrees fifty-three minutes twenty-six seconds east fifteen thousand three hundred sixteen and ninety-three one-hundredths feet to a point on the range line between ranges 36 and 37 east, which is southerly thereon five hundred nineteen and five-tenths feet from the northwest corner of section 30, township 19 south, range 37 east, Mount Diablo base and meridian; thence continuing south twenty-four degrees fifty-three minutes twenty-six seconds east nine thousand three hundred ninety-four and seventy-six one-hundredths feet; thence south three degrees seventeen minutes twenty-one seconds west one thousand six hundred twenty and eighty-eight one-hundredths feet to a point in the township line between townships 19 and 20 south, which is westerly thereon one thousand five hundred and twenty-eight feet from the southeast corner of section 31, township 19 south, range 37 east, Mount Diablo base and meridian; thence continuing south three degrees seventeen minutes twenty-one seconds west thirteen thousand eight hundred forty-four and fifteen one-hundredths feet; thence south eleven degrees thirty-six minutes forty-five seconds east eighteen thousand two hundred sixty-eight and fifty-one one-hundredths feet to a point on the township line between townships 20 and 21 south, which is easterly thereon one thousand two hundred fifty-one and six-tenths feet from the southwest corner of section 32, township 20 south, range 37 east, Mount Diablo base and meridian; thence continuing south eleven degrees thirty-six minutes forty-five seconds east nine thousand nine hundred fifty-three and eighty one-hundredths feet; thence south sixty-two degrees thirteen minutes twenty seconds east twelve thousand nine hundred sixty-eight and thirty-seven one-hundredths feet to a point on the south line of section 14, township 21 south, range 37 east, Mount Diablo base and meridian, which is westerly thereon two thousand two hundred and sixty-eight feet from a rock mound set to mark the southeast corner of said section 14; thence south twenty-seven degrees forty minutes fifty seconds east twenty-nine thousand nine hundred sixty-five and fifty-one one-hundredths feet to a point on the south line of section 8, township 22 south, range 38 east, Mount

Diablo base and meridian, which is easterly thereon seven hundred sixty-two and fourteen one-hundredths feet from the southwest corner of said section 8; thence continuing south twenty-seven degrees forty minutes fifty seconds east nine hundred ninety-five and eighty-one one-hundredths feet; thence south twenty-one degrees forty-three minutes twenty seconds east eight thousand nine hundred eighty-four and twenty-four one-hundredths feet; thence south three degrees forty-five minutes twenty-five seconds west eleven thousand eight hundred thirty-eight and fifty-eight one-hundredths feet to a point on the township line between townships 22 and 23, which is westerly thereon one thousand eight hundred and eighty-eight feet from a rock mound set to mark the southeast corner of section 32, township 22 south, range 38 east, Mount Diablo base and meridian; thence continuing south three degrees forty-five minutes twenty-five seconds west fifteen thousand six hundred sixty-nine and fifteen one-hundredths feet; thence south twenty degree six minutes forty seconds east six thousand two hundred thirty-two and eighty one-hundredths feet; thence south ten degrees fifteen minutes fifty-eight seconds east five thousand one hundred twenty and seventy-six one-hundredths feet; thence south twenty degrees three minutes ten seconds west four thousand four hundred twenty and forty-five one-hundredths feet to a point on the township line between townships 23 and 24 south, which is westerly thereon one thousand eight hundred seventy-eight and fifty-five one-hundredths feet from a brass cap in concrete monument set to mark the southeast corner of section 32, township 23 south, range 38 east, Mount Diablo base and meridian; thence continuing south twenty degrees three minutes ten seconds west two thousand four hundred seventy and forty-nine one-hundredths feet; thence south twenty-two degrees seven minutes forty-three seconds east two thousand five hundred thirty and fifty-five one-hundredths feet; thence south five degrees twenty-five minutes twenty seconds east twenty-seven thousand two hundred six and fifty one-hundredths feet to a point on the county line between Inyo and Kern Counties, which is easterly thereon two hundred ninety and twenty-two one-hundredths feet from a 2-inch iron pipe set to mark the southwest corner of section 33, township 24 south, range 38 east, Mount Diablo base and meridian.

Also all those portions of section 14; east half northeast quarter, south half section 22; section 27; west half east half, and east half west half section 34, township 16 south, range 36 east, Mount Diablo base and meridian, lying within the boundaries of a strip of land two hundred and fifty feet in width, the sidelines of said strip being parallel with and distant, respectively, seventy-five feet easterly of and one hundred and seventy-five feet westerly of a line described as follows: Beginning at a point on the township line between townships 16 and 17 south, which is distant thereon south eighty-nine degrees fifty-four minutes three seconds west thirty-three and seventy-two one-hundredths feet from a 1-inch iron pipe with brass cap set to mark the south quarter-corner of section 34, township 16 south, range 36 east, Mount Diablo base and meridian; thence north four degrees twelve minutes fifty-seven seconds west nine thousand seven hundred ninety-seven and ninety-four one-hundredths feet; thence north thirty-seven degrees twenty-seven minutes no seconds east eight thousand six hundred fifty-one and ninety-six one-hundredths feet to a point in section 14, township 16 south, range 36 east, Mount Diablo base and meridian, distant north sixty-three degrees fifty-seven minutes fifty seconds east two thousand eighty-three and twenty-one one-hundredths feet from the southwest corner of said section 14.

Lands within the county of Kern, State of California, described as follows:

Lands in Kern
County, Calif.

All those portions of section 4; section 9; west half southwest quarter section 22; west half section 34, township 25 south, range 38 east, Mount Diablo base and meridian, lots 1 and 2 northwest quarter, southwest quarter section 3; section 10; lots 2, 5, 6, 8, and 9, section 15; southeast quarter section 21; west half west half section 22; northwest quarter section 27; section 28; section 33, township 26 south, range 38 east, Mount Diablo base and meridian; lots 1 and 2 northwest quarter, southwest quarter section 4; lot 1 northeast quarter, southeast quarter section 5; north half northeast quarter, south half southeast quarter, east half southwest quarter section 8; east half northwest quarter, southwest quarter northwest quarter, southwest quarter section 17; section 18; section 19; section 20; east half, lot 1 northwest quarter, lot 2 and the north half lot 1 southwest quarter section 30; north half lot 2 northwest quarter, lot 2 southwest quarter section 31, township 27 south, range 38 east, Mount Diablo base and meridian; east half southeast quarter section 36, township 27 south, range 37 east, Mount Diablo base and meridian; section 1; section 12; west half west half section 13; section 14; section 23; section 26; section 34; section 35, township 28 south, range 37 east, Mount Diablo base and meridian; section 2; section 10; section 11; section 15; section 21; section 22; section 28; lots 1 and 2 section 33, township 29 south, range 37 east, Mount Diablo base and meridian; section 4; west half northwest quarter, southwest quarter section 10; lots "C" and "D" in tract numbered 43; southeast quarter northeast quarter section 21; north half northeast quarter, east half northwest quarter, northeast quarter southwest quarter, lots 3 and 4, section 28; lots 1, 6, 7, 8, and 9, section 32, township 30 south, range 37 east, Mount Diablo base and meridian; northeast quarter section 6, township 31 south, range 37 east, Mount Diablo base and meridian; section 24; section 26; section 34, township 31 south, range 36 east, Mount Diablo base and meridian; section 13, township 31 south, range 36½ east, Mount Diablo base and meridian; southeast quarter section 4; lots 19 and 20 section 8, township 32 south, range 36 east, Mount Diablo base and meridian, lying within the boundaries of a strip of land two hundred and fifty feet in width, the side lines of said strip being parallel with and distant, respectively, seventy-five feet easterly of and one hundred and seventy-five feet westerly of a line described as follows:

Beginning at a point in the north line of section 4, township 25 south, range 38 east, Mount Diablo base and meridian, distant thereon south eighty-nine degrees fifty-seven minutes forty-two seconds west six hundred forty-eight and twenty-nine one-hundredths feet from the northeast corner of said section 4; thence south five degrees thirteen minutes eighteen seconds east thirty-two thousand three hundred eighty-nine and forty-six one-hundredths feet to a point in the south line of section 34, township 25 south, range 38 east, Mount Diablo base and meridian, distant westerly thereon four hundred forty and fifty-two one-hundredths feet from the south quarter-corner of said section 34; thence continuing south five degrees thirteen minutes eighteen seconds east eleven thousand thirty-four and sixty-eight one-hundredths feet; thence south seventeen degrees thirty-five minutes twelve seconds west thirteen thousand three hundred fifty-nine and twenty-one one-hundredths feet; thence south twenty-two degrees thirty minutes forty-two seconds west eight thousand six hundred forty-five and eighty-nine one-hundredths feet to a point in the south line of section 33, township 26 south, range 38 east, Mount Diablo base and meridian, distant westerly thereon one thousand

four hundred twenty-one and fifty-two one-hundredths feet from the south quarter-corner of said section 33; thence continuing south twenty-two degrees thirty minutes forty-two seconds west eleven thousand three hundred thirty and fifty-seven one-hundredths feet; thence south twenty degrees thirteen minutes thirty-five seconds west twenty-two thousand eight hundred forty-nine and forty-eight one-hundredths feet to a point on the south line of section 36, township 27 south, range 37 east, Mount Diablo base and meridian, distant westerly thereon three hundred thirty-six and fifty one-hundredths feet from the southeast corner of said section 36; thence continuing south twenty degrees thirteen minutes thirty-five seconds west thirty-three thousand six hundred eighty-eight and forty-five one-hundredths feet to a point in the south line of section 34, township 28 south, range 37 east, Mount Diablo base and meridian, distant easterly thereon nine hundred fifty-eight and forty one-hundredths feet from the south quarter-corner of said section 34; thence continuing south twenty degrees thirteen minutes thirty-five seconds west twenty-nine thousand eight hundred fifteen and twenty-three one-hundredths feet; thence south seventeen degrees three minutes thirty-three seconds east three thousand nine hundred twenty-eight and twenty-two one-hundredths feet to a point in the south line of section 33, township 29 south, range 37 east, Mount Diablo base and meridian, distant easterly thereon one thousand three hundred nineteen and nine-tenths feet from the south quarter-corner of said section 33; thence continuing south seventeen degrees three minutes thirty-three seconds east ten thousand one hundred seventy-four and eleven one-hundredths feet; thence south sixteen degrees thirty-three minutes five seconds west seven thousand one hundred fifty-four and forty-nine one-hundredths feet to a point in the north line of section 21, township 30 south, range 37 east, Mount Diablo base and meridian, distant westerly thereon six hundred seventy-four and ninety one-hundredths feet from the northeast corner of said section 21; thence continuing south sixteen degrees thirty-three minutes five seconds west eight thousand four hundred sixty-five and sixty-six one-hundredths feet; thence south forty-one degrees thirty-four minutes thirteen seconds west ten thousand one hundred twenty-three and twenty-two one-hundredths feet to a point in the north line of section 5, township 31 south, range 37 east, Mount Diablo base and meridian, distant easterly thereon eight hundred nineteen and fifty one-hundredths feet from the northwest corner of said section 5; thence continuing south forty-one degrees thirty-four minutes thirteen seconds west two hundred eighty-two and thirty-two one-hundredths feet; thence south twenty-three degrees fifty-seven minutes thirteen seconds west sixteen thousand seven hundred eighty-six and seventy-eight one-hundredths feet to a point in the east line of section 13, township 31 south, range 36 east, Mount Diablo base and meridian, distant northerly thereon one thousand one hundred seventeen and forty one-hundredths feet from the southeast corner of said section 13; thence continuing south twenty-three degrees fifty-seven minutes thirteen seconds west three thousand four hundred fifty-two and seven one-hundredths feet; thence south thirty-nine degrees thirty-seven minutes thirty seconds west seventeen thousand five hundred eighty-two and eighty-four one-hundredths feet to a point in the north line of section 3, township 32 south, range 36 east, Mount Diablo base and meridian, distant westerly thereon ninety-three and forty-three one-hundredths feet from the north quarter-corner of said section 3; thence continuing south thirty-nine degrees thirty-seven minutes thirty seconds west thirty thousand two hundred seventy-two and twenty-six one-hundredths feet to a point in the west line of section 30, township 32 south, range 36 east, Mount Diablo

base and meridian, distant northerly thereon eight hundred forty-two and fifteen one-hundredths feet from the west quarter-corner of said section 30.

Approved October 10, 1949.

[CHAPTER 671]

AN ACT

To promote effectual planning, development, maintenance, and coordination of wildlife, fish and game conservation and rehabilitation in the Eglin Field Reservation.

October 11, 1949

[H. R. 2418]

[Public Law 345]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Air Force is hereby authorized and directed to carry out a program of planning, development, maintenance, and coordination of wildlife, fish, and game conservation and rehabilitation in the Eglin Field Reservation in cooperation with the Secretary of the Interior through the Fish and Wildlife Service. The Secretary of the Air Force is hereby authorized and directed to adopt suitable regulations for such conservation and rehabilitation in accordance with a general plan agreed upon between the Secretary of the Air Force and the Secretary of the Interior, including provisions for the restocking, propagation, and conservation of game and fish in said reservation. Such regulations shall provide for the issuance of hunting and fishing permits to individuals and shall require the payment of a nominal fee therefor, which fees shall be utilized for restocking, propagation, and other related wildlife activities in said reservation. Such regulations shall not be inconsistent with, insofar as possible, the law and regulations of the State of Florida relating to hunting and fishing.

Eglin Field Reservation.
Fish and game conservation, etc.

Regulations.

SEC. 2. That the Secretary of the Air Force is hereby authorized and directed to expend a sum equal to all sums heretofore or hereafter accumulated by the Air Force from money collected through the sale of game permits in the Eglin Field Reservation prior to and after the adoption of the program authorized by this Act for the purposes of said program. Proper accounting of funds thus expended shall be made at the direction of the Secretary.

Use of funds from sale of game permits.

SEC. 3. That the Department of the Air Force is held free from any liability to pay into the Treasury of the United States upon the operation of said program authorized by this Act any funds which may have been or may hereafter be expended by the United States Air Force to carry out the purposes of said program, and which expenditure has been properly accounted for to the Comptroller General of the United States.

Nonliability.

Approved October 11, 1949.

[CHAPTER 672]

AN ACT

To provide for the detention, care, and treatment of persons of unsound mind in certain Federal reservations in Virginia and Maryland.

October 11, 1949

[S. 934]

[Public Law 346]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any United States commissioner specially designated for that purpose by the United States District Court for the Eastern District of Virginia or by the United States District Court for the District of Maryland shall have jurisdiction and authority to commit to Saint Elizabeths Hospital in the District of Columbia, for observation and diagnosis, any person found in any place over which the United States has exclusive or concurrent jurisdiction in Arlington County, Fairfax County, or the city

St. Elizabeths Hospital, D. C.
Care, etc., of certain mentally unsound persons of Va. and Md.

of Alexandria, in the State of Virginia, or in Montgomery County or in Prince Georges County, in the State of Maryland, who is alleged, and is believed by the commissioner, to be of unsound mind. Any United States commissioner specially designated for that purpose by the United States District Court for the District of Columbia shall have like jurisdiction and authority in the case of any person temporarily detained in Saint Elizabeths Hospital, pursuant to section 2 hereof. Any such commitment shall be for a period not exceeding thirty days and may be made only after a hearing before the commissioner upon the testimony under oath of at least two witnesses who shall testify as to their belief that the said person is of unsound mind and, in addition, upon the testimony under oath or affidavit of two physicians, at least one of whom is skilled in the treatment and diagnosis of nervous and mental disorders, who shall testify or certify in writing that they have examined the said person alleged to be of unsound mind and believe said person to be of unsound mind and not fit to remain at liberty and go unrestrained, and that such person should be in custody in a hospital for the treatment of mental or nervous disorders for his own safety and welfare and for the preservation of the peace and good order. It shall be the duty of the head of the agency of the United States in control of the place where such person is apprehended to forthwith notify the husband or wife or some near relative or friend of the person so apprehended whose address may be known to said agency head or whose address can by reasonable inquiry be ascertained by him: *Provided further*, That in the case of any person described in section 5, the agency head shall notify the head of the department having jurisdiction over the service to which the individual belongs. The agency of the United States in control of the place where such person is apprehended is authorized to employ physicians for the aforesaid purpose and to pay compensation for their services and to pay expenses of witnesses in such proceedings out of funds available therefor. Physicians who are officers or employees of the United States or who are members of the armed forces of the United States are hereby authorized to render such services without additional compensation.

Period of commitment. **Notification of husband or wife, etc.** **Notification of department head.** **Compensation of physician.** **Expenses of witnesses.** **Authority of U. S. officer, etc.** **Hearing.**

SEC. 2. Any officer or employee of the United States authorized to make arrests, and any guard or watchman employed by the United States is hereby authorized and empowered to apprehend and detain any person whom he believes to be of unsound mind and found in any of the aforesaid places and, except as provided in section 3 hereof, to bring such person for a hearing before a United States Commissioner for the district where such person was apprehended and designated as provided in section 1 hereof. If an immediate hearing before a commissioner cannot be had, such officer or employee is authorized and empowered to take such person to Saint Elizabeths Hospital and the Superintendent of Saint Elizabeths Hospital is authorized to detain such person pending a hearing before a United States commissioner for the District of Columbia, designated as provided in section 1 hereof, for a period not exceeding seventy-two hours. Such commissioner shall hold a hearing as promptly as practicable after the apprehension of such person and in any event not later than seventy-two hours thereafter. Such hearing shall be conducted at Saint Elizabeths Hospital if the Superintendent thereof shall certify that in his opinion it would be prejudicial to the health of the patient or unsafe to produce the patient at a hearing elsewhere. If, after any hearing at a place other than Saint Elizabeths Hospital, the commissioner commits a person to Saint Elizabeths Hospital, any officer, employee, guard, or watchman above-mentioned is authorized to transport such person to Saint Elizabeths Hospital in accordance with the order of the commissioner.

SEC. 3. Any person in any of the places described in section 1 hereof may, upon his written application, be admitted for observation and diagnosis to Saint Elizabeths Hospital in the discretion of the Superintendent thereof for a period not exceeding 30 days. Any such person expressing a desire for release from Saint Elizabeths Hospital shall be released within 72 hours thereafter, unless proceedings for his adjudication as a person of unsound mind shall have been instituted as provided for in section 5 hereof.

Written application
for admission.

Release.

SEC. 4. The Superintendent of Saint Elizabeths Hospital is hereby authorized and directed to receive for observation and diagnosis any person apprehended or committed as provided in sections 1 and 2 hereof for the periods therein prescribed, unless such person is sooner discharged or returned to his home or to the State of his residence.

SEC. 5. The Superintendent of Saint Elizabeths Hospital shall promptly examine any person committed as provided in sections 1 and 2 of this Act and (a) if found to be of sound mind, shall forthwith discharge said person, or (b) if found to be of unsound mind, shall return such person to the State of his residence or to his relatives, if practicable. Proceedings for the adjudication of such person, or of any person admitted to the hospital pursuant to section 3 hereof, as a person of unsound mind and for the appointment of a committee of his person or property may be instituted in the United States District Court for the District of Columbia by the Federal Security Administrator or by any party interested. The laws of the District of Columbia shall be applicable to such proceedings. Nothing in this Act shall be construed as imposing upon the District of Columbia the expense of care and treatment of any person apprehended, detained, or committed under this Act unless such person be a resident of the District of Columbia as defined in section 8 of the Act entitled "An Act to provide for insanity proceedings in the District of Columbia", approved August 9, 1939.

Examination, etc.

Adjudication pro-
ceedings.

Applicability of
D. C. laws.

53 Stat. 1296.
D. C. Code § 21-315.

SEC. 6. Any person belonging to the Army, Navy, Air Force, Marine Corps, or Coast Guard arrested, apprehended, detained, or committed under the provisions of this Act shall, upon the request of the head of the department having jurisdiction over the service to which the individual belongs, be transferred forthwith to the custody of such department.

Transfer of custody
of armed services per-
sonnel.

SEC. 7. If any person adjudicated to be of unsound mind under the provisions of this Act is entitled to care and treatment in a Veterans' Administration facility, he may be committed by the United States District Court for the District of Columbia to the custody of the Administrator of Veterans' Affairs for placement in an available facility or may be transferred by the Superintendent of Saint Elizabeths Hospital to any such facility: *Provided*, That nothing in this Act shall limit, restrict, or deprive the courts of any State or the District of Columbia of jurisdiction to commit to the Veterans' Administration any insane person entitled to care and treatment by the Veterans' Administration in accordance with the laws so made and provided by such States or the District of Columbia.

Transfer to Veter-
ans' facility.

SEC. 8. The Superintendent of Saint Elizabeths Hospital is authorized to arrange for and pay the expenses of the transfer of any person committed to his custody pursuant to the provisions of this Act or admitted to the Hospital pursuant to section 3 hereof, to his relatives or to a hospital in the State of his residence and in connection with such transfer is authorized to pay the transportation and expenses of attendants necessary to insure safe travel.

Travel, etc., expen-
ses.

Supra.

Approved October 11, 1949.

[CHAPTER 673]

AN ACT

To amend the Atomic Energy Act of 1946.

October 11, 1949

[S. 2372]

[Public Law 347]

Atomic Energy
Act of 1946, amend-
ments.60 Stat. 757.
42 U. S. C. § 1802 (c);
Supp. II, § 1802 notes.

Chairman.

Compensation.

Authority to make
recommendations.60 Stat. 758.
42 U. S. C. § 1802 (d);
Supp. II, § 1802 notes.
*Infra.*Chairman of Military
Liaison Committee.*Supra.*

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 (c) of the Atomic Energy Act of 1946 is amended to read as follows:

“(c) **MILITARY LIAISON COMMITTEE.**—There shall be a Military Liaison Committee consisting of a Chairman, who shall be the head thereof, and of a representative or representatives of the Departments of the Army, Navy, and Air Force, detailed or assigned thereto, without additional compensation, in such number as the Secretary of Defense may determine. Representatives from each of the three Departments shall be designated by the respective Secretaries of the Army, Navy, and Air Force. The Committee Chairman shall be appointed by the President, by and with the advice and consent of the Senate, and shall receive compensation at a rate prescribed by law for the Chairman of the Munitions Board. The Commission shall advise and consult with the Committee on all atomic-energy matters which the Committee deems to relate to military applications, including the development, manufacture, use and storage of bombs, the allocation of fissionable material for military research, and the control of information relating to the manufacture or utilization of atomic weapons. The Commission shall keep the Committee fully informed of all such matters before it and the Committee shall keep the Commission fully informed of all atomic energy activities of the Department of Defense. The Committee shall have authority to make written recommendations to the Commission on matters relating to military applications from time to time as it may deem appropriate. If the Committee at any time concludes that any action, proposed action, or failure to act of the Commission on such matters is adverse to the responsibilities of the Department of Defense, derived from the Constitution, laws, and treaties, the Committee may refer such action, proposed action, or failure to act to the Secretary of Defense. If the Secretary concurs, he may refer the matter to the President, whose decision shall be final.”

SEC. 2. Section 2 (d) of the Atomic Energy Act of 1946 is amended by striking out “Army or the Navy” and inserting in lieu thereof, “Army, Navy, or Air Force”.

SEC. 3. Section 2 (d) of the Atomic Energy Act of 1946 is also amended by inserting at the end thereof the following two sentences: “Likewise, notwithstanding the provisions of any other law, any active or retired officer of the Army, Navy, or Air Force may serve as Chairman of the Military Liaison Committee established by subsection (c) of this section, without prejudice to his commissioned status as such officer. Any such officer serving as Chairman of the Military Liaison Committee shall receive, in addition to his pay from the United States as such officer, an amount equal to the difference between such pay and the compensation prescribed in subsection (c) of this section.”

Approved October 11, 1949.

[CHAPTER 674]

JOINT RESOLUTION

October 11, 1949

[S. J. Res. 53]

[Public Law 348]

To provide for the reforestation and revegetation of the forest and range lands of the national forests, and for other purposes.

Whereas the national forests of the United States contain approximately eighty million acres of the Nation's commercial timber lands and approximately eighty-three million acres of the Nation's important grazing lands; and

Whereas these national-forest lands comprise the principal source of water supply for domestic, irrigation, and industrial purposes for thousands of communities, farms, and industries, and good forest and other vegetative cover is essential for watershed protection; and

Whereas these lands annually supply approximately four billion board-feet of forest products through twenty-seven thousand sales transactions and the demand for national forest timber is steadily increasing; and

Whereas these lands are the sole or main source of summer range for ten million cattle and sheep grazed by thirty thousand livestock permittees whose livelihood is wholly or partially dependent upon livestock grazed on national-forest ranges; and

Whereas these lands contain over four million acres of denuded and unsatisfactorily stocked timberlands and an additional four million acres of seriously depleted range lands; and

Whereas all of these lands are potentially capable of producing an important part of the timber and forage needs of local communities, and contributing to the protection of water sheds, thereby alleviating flood damage and insuring a continuing water supply, increasing opportunity for local employment, bringing greater stability to local communities, and increasing returns to counties in the national forests from their share of national forests receipts, together with other benefits; and

Whereas these lands will not restock or revegetate satisfactorily or within a reasonable time except through reforestation and revegetation or other measures to induce restocking or revegetation; and

Whereas it is practical to reforest these denuded and unsatisfactorily stocked timber lands and revegetate these seriously depleted range lands in a period of fifteen years; and

Whereas it is necessary to provide reasonable continuity of reforestation and revegetation programs in order to insure effective, efficient, and economical operations: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That it is the declared policy of the Congress to accelerate and provide a continuing basis for the needed reforestation and revegetation of national-forest lands and other lands under administration or control of the Forest Service of the Department of Agriculture in order to obtain the benefits hereinbefore enumerated.

SEC. 2. For the purpose of carrying out the provisions of this joint resolution on national-forest lands and other lands under the administration or control of the Forest Service of the Department of Agriculture, including the acquisition of land or interests therein for nurseries, there is hereby authorized to be appropriated to remain available until December 31 of the ensuing fiscal year, \$3,000,000 for the fiscal year ending June 30, 1951; \$5,000,000 for the fiscal year ending June 30, 1952; \$7,000,000 for the fiscal year ending June 30, 1953; \$8,000,000 for the fiscal year ending June 30, 1954; \$10,000,000 for the fiscal year ending June 30, 1955; a like amount for each subsequent year through the fiscal year ending June 30, 1965, and thereafter such amounts as may be needed for reforestation; and \$1,500,000 for the fiscal year ending June 30, 1951; \$1,750,000 for the fiscal year ending June 30, 1952; \$2,000,000 for the fiscal year ending June 30, 1953; \$2,500,000 for the fiscal year ending June 30, 1954; \$3,000,000 for the fiscal year ending June 30, 1955; a like amount for each subsequent year through the fiscal year ending June 30, 1965, and thereafter such amounts as may be needed for range revegetation.

Approved October 11, 1949.

National-forests
lands.
Reforestation and
revegetation.

Appropriations au-
thorized.

[CHAPTER 678]

AN ACT

October 12, 1949

[H. R. 6022]

[Public Law 349]

To increase the rates of compensation of certain employees of the Department of Medicine and Surgery of the Veterans' Administration, and for other purposes.

Veterans Adminis-
tration.

38 U. S. C. § 15b.

Office of Chief Med-
ical Director.

Deputy Chief Med-
ical Director.

Assistant Chief
Medical Director.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act of January 3, 1946, as amended (Public Law 293, Seventy-ninth Congress, 59 Stat. 675; 38 U. S. C. 15), is amended as follows:

(1) Subsection (a) is amended to read as follows: "The office of the Chief Medical Director shall consist of the Chief Medical Director, one Deputy Chief Medical Director, not to exceed eight Assistant Chief Medical Directors, and such other personnel and employees as may be authorized by this Act."

(2) Subsection (b) is amended by striking out the figures "\$12,000" and substituting therefor "\$16,000".

(3) Subsection (c) is amended to read as follows: "The Deputy Chief Medical Director shall be the principal assistant of the Chief Medical Director. He shall be a qualified doctor of medicine, appointed by the Administrator. During the period of his service as such, the Deputy Chief Medical Director shall be paid a salary of \$15,000 a year."

(4) Subsection (d) is amended to read as follows:

"Each Assistant Chief Medical Director shall be appointed by the Administrator upon the recommendation of the Chief Medical Director and shall be paid a salary of \$13,000 minimum to \$14,000 maximum: *Provided*, That one Assistant Chief Medical Director shall be a qualified doctor of dental surgery who shall be directly responsible to the Chief Medical Director for the operations of the Dental Service. Not to exceed twenty directors of service or chiefs of division, designated by the Chief Medical Director, shall, within the limitations otherwise prescribed in this Act, be paid a salary of \$11,500 minimum to \$12,500 maximum."

(5) Subsection (e) is amended by striking out the figures "\$8,000" and substituting therefor "\$10,000", and striking out the figures "\$7,000" and substituting therefor "\$8,800".

(6) Subsection (f) is amended by striking out the figures "\$6,000" and substituting therefor "\$8,800".

59 Stat. 677.

38 U. S. C. § 15f (a).

SEC. 2. Section 7 (a) of said Act of January 3, 1946, as amended, is hereby amended to read as follows:

59 Stat. 675.

38 U. S. C. § 15c (a).

"The grades and per annum full-pay ranges for positions provided in subsection (a) of section 4 of this Act shall be as follows:

"MEDICAL SERVICE

"Chief grade, \$10,000 minimum to \$11,000 maximum.

"Senior grade, \$8,800 minimum to \$9,800 maximum.

"Intermediate grade, \$7,600 minimum to \$8,600 maximum.

"Full grade, \$6,400 minimum to \$7,400 maximum.

"Associate grade, \$5,400 minimum to \$6,400 maximum.

"Junior grade, \$5,000 minimum to \$5,750 maximum.

"DENTAL SERVICE

"Chief grade, \$10,000 minimum to \$11,000 maximum.

"Senior grade, \$8,800 minimum to \$9,800 maximum.

"Intermediate grade, \$7,600 minimum to \$8,600 maximum.

"Full grade, \$6,400 minimum to \$7,400 maximum.

"Associate grade, \$5,400 minimum to \$6,400 maximum.

"Junior grade, \$5,000 minimum to \$5,750 maximum.

"NURSING SERVICE

"Assistant Director, \$6,400 minimum to \$7,400 maximum.

"Senior grade, \$5,400 minimum to \$6,400 maximum.

"Full grade, \$4,600 minimum to \$5,350 maximum.

"Associate grade, \$4,000 minimum to \$4,800 maximum.

"Junior grade, \$3,400 minimum to \$4,200 maximum."

SEC. 3. Section 8 (d) of the said Act of January 3, 1946, as amended, is hereby amended by striking out the figures "\$11,000" and substituting therefor "\$12,000".

59 Stat. 677.
38 U. S. C. § 15g (d).

SEC. 4. Section 11 of the Act of January 3, 1946, as amended (Public Law 293, Seventy-ninth Congress; 38 U. S. C. 15), is amended by substituting a period for the colon immediately preceding the last proviso and by deleting the said last proviso.

59 Stat. 678.
38 U. S. C. § 15j.

SEC. 5. This Act shall become effective on the first day of the second calendar month following the date of enactment of this Act.

Effective date.

Approved October 12, 1949.

[CHAPTER 680]

AN ACT

Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1950, and for other purposes.

October 12, 1949
[H. R. 3838]
[Public Law 350]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Interior Department
Appropriation Act,
1950.
Post, pp. 875, 980.

TITLE I—DEPARTMENT OF THE INTERIOR

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior for the fiscal year ending June 30, 1950, namely:

OFFICE OF THE SECRETARY

Salaries, Office of the Secretary: For the Secretary of the Interior (hereafter in this Act referred to as the Secretary), and other personal services in the District of Columbia and elsewhere, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$1,282,675: *Provided*, That no part of this appropriation shall be used for the broadcast of radio programs designed or calculated to influence the passage or defeat of any legislation pending before the Congress.

60 Stat. 810.
Radio broadcasts re-
specting legislation.

Salaries, Office of Solicitor: For personal services in the District of Columbia and in the field, \$284,000.

Salaries and expenses, Division of Territories and Island Possessions: For expenses necessary for the Division of Territories and Island Possessions, including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); printing and binding; and items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; \$203,750.

60 Stat. 810.

Salaries and expenses, Oil and Gas Division: For expenses necessary for coordinating and unifying policies and administration of Federal activities relative to oil, gas, and synthetic fuels, including cooperation with the petroleum industry and State authorities in the production, processing, and utilization of petroleum and petroleum products, natural gas, and synthetic fuels and the compilation of technical reports thereon, for administering and enforcing the provisions of the Act of February 22, 1935, as amended (15 U. S. C., ch. 15A); including personal services in the District of Columbia; for employment of a director without regard to the civil-service laws;

49 Stat. 30.
15 U. S. C. §§ 715-
715m; Supp. II, ch.
15A note.

contract stenographic reporting services; purchase of not to exceed four passenger motor vehicles for replacement only; and printing and binding, \$347,500.

61 Stat. 456.
43 U. S. C., Supp.
II, §§ 364-364f.

Salaries and expenses, Board on Geographic Names: For necessary expenses to carry out the provisions of the Act of July 25, 1947 (Public Law 242), establishing a central authority for standardizing geographic names, including personal services in the District of Columbia, stationery and office supplies, equipment, and printing and binding, \$14,200.

49 Stat. 163; 54 Stat.
1235.
5 U. S. C. § 133t note.

Salaries and expenses, soil and moisture conservation: For necessary expenses of administering and carrying out directly and in cooperation with other agencies a soil and moisture conservation program on lands under the jurisdiction of the Department of the Interior in accordance with the provisions of the Act of April 27, 1935 (16 U. S. C. 590a-590f), and Reorganization Plan Numbered IV, including \$115,000 for personal services in the District of Columbia; printing and binding; furniture, furnishings, office equipment and supplies; purchase of not to exceed seven passenger motor vehicles for replacement only; and maintenance, and operation of aircraft; \$2,800,000: *Provided*, That this appropriation shall be available for meeting expenses of warehouse maintenance and the procurement, care, and handling of supplies, materials, and equipment stored therein for distribution to projects under the supervision of the Department of the Interior: *Provided further*, That not to exceed \$65,000 of the unobligated balance of the appropriation for this purpose contained in the Interior Department Appropriation Act, 1949, is hereby continued available to June 30, 1950.

Warehouse maintenance,
etc.

62 Stat. 1113.

Contingent expenses, Department of the Interior: For the contingent expenses of the office of the Secretary and the bureaus and offices of the Department (except as otherwise provided), including teletype rentals and service; streetcar fares not exceeding \$300; traveling expenses, including not exceeding \$10,000 for inspections and investigations by the legislative branch as well as attendance at meetings or conventions concerned with the work of the Department, and any request from appropriate authority in such branch in connection therewith shall be immediately complied with by administrative authority in the Department; expense of taking testimony and preparing the same in connection with disbarment proceedings instituted against persons charged with improper practices before the Department, its bureaus and offices; expense of translations, and not exceeding \$1,000 for contract stenographic reporting services; not exceeding \$700 for newspapers; and printing and binding, \$215,000; and, in addition thereto, sums transferred from other appropriations to this for stationery supplies as follows: Bureau of Land Management, \$9,000; Geological Survey, \$19,500; National Park Service, \$7,500; Bureau of Reclamation, \$8,400, any unexpended portion of which shall revert and be credited to the reclamation fund; Bureau of Mines, \$11,000.

Investigations by
legislative branch.

Transfer of funds for
stationery supplies.

58 Stat. 890.

Salaries and expenses, southeastern power marketing: For expenses necessary to carry out the provisions of section 5 of the Flood Control Act of 1944 (16 U. S. C. 825s), as applied to the area east of the Mississippi River, for marketing power produced or to be produced at multiple-purpose projects of the Corps of Engineers, Department of the Army; purchase (not to exceed two) and hire of passenger motor vehicles; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and printing and binding; \$70,000.

60 Stat. 810.

Construction, operation, and maintenance, power transmission facilities: For expenses necessary to carry out the provisions of section 5 of the Flood Control Act of 1944 (16 U. S. C. 825s), as applied to the

58 Stat. 890.

southwestern power area comprising the States of Arkansas and Louisiana, that part of the States of Kansas and Missouri lying south of the Missouri River Basin and east of the ninety-eighth meridian, and that part of the States of Texas and Oklahoma lying east of the ninety-ninth meridian and north of the San Antonio River Basin, including the construction and acquisition of transmission lines, substations, and related facilities; operation and maintenance of power transmission facilities; marketing of electric power and energy; not to exceed \$15,000 for personal services in the District of Columbia; purchase (not to exceed sixteen, of which two shall be for replacement only) and hire of passenger motor vehicles; printing and binding; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); to remain available until expended, \$4,000,000, of which not to exceed \$525,000 shall be available in the current fiscal year for operation and maintenance of power transmission facilities, marketing of electric power and energy, and administrative expenses connected therewith; and in addition, the Secretary is authorized to incur obligations and enter into contracts for materials, equipment, and services for the construction of power transmission facilities in an amount not to exceed \$5,000,000.

60 Stat. 810.

The unexpended balance of funds appropriated in the Interior Department Appropriation Act, 1947, for "Construction, Southwestern Power Administration", shall remain available for expenditure during the current fiscal year for payment of obligations incurred under contracts executed on or before June 30, 1948.

60 Stat. 384.

Continuing fund, power transmission facilities: All receipts from the transmission and sale of electric power and energy under the provisions of section 5 of the Flood Control Act of December 22, 1944 (16 U. S. C. 825s), generated or purchased in the southwestern power area, shall be covered into the Treasury of the United States as miscellaneous receipts, except that the Treasury shall set up and maintain from such receipts a continuing fund of \$300,000, including the sum of \$100,000 in the continuing fund established under the Administrator of the Southwestern Power Administration in the First Supplemental National Defense Appropriation Act, 1944 (57 Stat. 621), which shall be transferred to the fund hereby established; and said fund of \$300,000 shall be placed to the credit of the Secretary and shall be subject to check by him to defray emergency expenses necessary to insure continuity of electric service and continuous operation of the facilities, and to cover all costs in connection with the purchase of electric power and energy and rentals for the use of facilities for the transmission and distribution of electric power and energy to public bodies, cooperatives, and privately owned companies.

58 Stat. 890.

Transfer of funds.

COMMISSION OF FINE ARTS

For expenses made necessary by the Act establishing a Commission of Fine Arts (40 U. S. C. 104), including personal services in the District of Columbia, hire of passenger motor vehicles, printing and binding and payment of actual traveling expenses of the members and secretary of the Commission in attending meetings and committee meetings of the Commission either within or outside of the District of Columbia, to be disbursed on vouchers approved by the Commission, \$12,000.

36 Stat. 371.

BONNEVILLE POWER ADMINISTRATION

Construction, operation, and maintenance, Bonneville power transmission system: To enable the Bonneville Power Administrator to

carry out the duties imposed upon him pursuant to law, including the construction of transmission lines, substations, and appurtenant facilities; operation and maintenance of the Bonneville transmission system; marketing of electric power and energy; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase (not to exceed ten, including one at not to exceed \$2,100, in the current fiscal year, for replacement only) and hire of passenger motor vehicles; and maintenance and operation of aircraft; \$30,284,500, including funds for construction of the Kerr-Anaconda transmission facilities, to be available until expended, of which amount not to exceed \$4,000,000 shall be available in the current fiscal year for operation and maintenance of the Bonneville transmission system, marketing of electric power and energy, and administrative expenses connected therewith, including \$30,000 for personal services in the District of Columbia: *Provided*, That in addition to this appropriation the Administrator is authorized to contract for materials, equipment and services, for power transmission facilities in an amount not in excess of \$16,239,500: *Provided further*, That not exceeding 12 per centum of any construction appropriations for the Bonneville Power Administration contained in this Act shall be available for construction work by force account, or on a hired-labor basis, except in case of emergencies, local in character, so declared by the Bonneville Power Administrator.

60 Stat. 810.

Transmission facilities.

Contract authority.

Availability of construction appropriations.

BUREAU OF LAND MANAGEMENT

Salaries and expenses: For necessary expenses not otherwise provided for in carrying out the provisions of the public land and other laws administered by the Bureau of Land Management, including personal services in the District of Columbia; printing and binding, advertising, preparation and production of maps and official plats of survey, and for hearings and other proceedings; \$1,005,000.

Management, protection, and disposal of public lands: For the administration of the public lands and their resources under the jurisdiction of the Bureau of Land Management, including their protection, use, maintenance, improvement, development, and disposal; the employment of necessary personnel, travel expenses, hearings, investigations, examination and classification of lands; preparation of maps and reports; surveys and resurveys of public lands, including fragmentary surveys and such other surveys and examinations as may be required; the prevention, suppression or emergency prevention of fires on or threatening lands under the jurisdiction of the Bureau of Land Management; contract reporting services; purchase of not to exceed fifteen passenger motor vehicles for replacement only; printing and binding; the payment of a salary of \$6 per diem while actually employed and for payment of necessary travel expenses, exclusive of subsistence, of members of advisory committees of local stockmen, \$35,500; and the construction, maintenance, and alteration of necessary buildings; \$3,450,000: *Provided*, That this appropriation shall be available for expenses of warehouse maintenance and the procurement, care, and handling of supplies, materials, and equipment stored therein for distribution to projects under the supervision of the Bureau of Land Management, the cost of such supplies and materials or the value of such equipment (including the cost of transportation and handling) to be reimbursed to the appropriation for "Management, protection, and disposal of public lands, Bureau of Land Management," current at the time additional supplies, materials, or equipment are procured, from the appropriation chargeable with the cost or value of such supplies, materials, or equipment: *Provided further*,

Warehouse maintenance, etc.

That this appropriation may be expended for surveys of lands other than those under the jurisdiction of the Bureau of Land Management and in such cases this appropriation shall be reimbursed from the applicable appropriation, fund, or special deposit.

Fire fighting: For fighting fires on or threatening lands under the jurisdiction of the Bureau of Land Management in the United States and Alaska, \$50,000, which amount shall also be available for meeting obligations of the preceding year, pursuant to the Acts of September 20, 1922 (16 U. S. C. 594) and June 28, 1934, as amended.

Range improvements: For construction, purchase, and maintenance of range improvements on the public lands pursuant to the provisions of sections 3 and 10 of the Act of June 28, 1934 (43 U. S. C. 315b and 315i), as amended by the Act of August 6, 1947 (Public Law 376), in addition to contributions under section 9 of the Act of June 28, 1934 (43 U. S. C. 315h), \$350,000, to remain available until expended: *Provided*, That expenditures hereunder shall not exceed the amount of all moneys received as range-improvement fees under the provisions of section 3 of said Act and 25 per centum of all moneys received under the provisions of section 15 of said Act.

Revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands, Oregon: For expenses necessary in carrying out the provisions of title I of the Act of August 28, 1937 (50 Stat. 874), including fire protection and patrol, through cooperative agreements with Federal, State, and county agencies, or otherwise, including purchase of not to exceed four passenger motor vehicles, of which two shall be for replacement only, and printing and binding, \$657,500, and, in addition, the Secretary, or at his request, the Commissioner of Public Roads, Federal Works Agency, is authorized to incur obligations for the acquisition of rights-of-way, and to incur obligations and to enter into contracts for construction of access roads, and the acquisition of existing connecting roads, in an amount not to exceed \$200,000: *Provided*, That such expenditures shall be reimbursed from the 25 per centum referred to in section c, title II, of the Act approved August 28, 1937, of the special fund designated the "Oregon and California Land Grant Fund" and section 4 of the Act approved May 24, 1939, of the special fund designated the "Coos Bay Wagon Road Grant Fund".

Payments to States of 5 per centum of proceeds from sales of public lands: For payment to the several States of 5 per centum of the net proceeds of sales of public lands lying within their limits, for the purpose of education or of making public roads and improvements, \$5,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Payment to Oklahoma from royalties, oil and gas, south half of Red River: For payment of 37½ per centum of the royalties derived from the south half of Red River in Oklahoma under the provisions of the joint resolution of June 12, 1926 (44 Stat. 740), which shall be paid to the State of Oklahoma in lieu of all State and local taxes upon tribal funds accruing under said Act, to be expended by the State in the same manner as if received under section 35 of the Act approved February 25, 1920 (30 U. S. C. 191), \$4,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Leasing of grazing lands: For leasing State, county, or privately owned lands in accordance with the provisions of the Act of June 23, 1938 (43 U. S. C. 315m-1), \$6,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with 43 U. S. C. 315m-4.

Surveys of lands.

42 Stat. 857; 48 Stat. 1289.
43 U. S. C. §§ 315-315o-1; Supp. II, § 315b et seq.

48 Stat. 1270, 1273; 61 Stat. 790.

43 U. S. C., Supp. II, §§ 315b, 315i.
48 Stat. 1273.
43 U. S. C., Supp. II, § 315h.

48 Stat. 1273, 1275.
43 U. S. C. § 315m; Supp. II, § 315b.

Contract authority.

Reimbursements.

50 Stat. 876.

53 Stat. 754.

48 Stat. 1227.
31 U. S. C. § 725c.

41 Stat. 450.
30 U. S. C., Supp. II, § 191.

48 Stat. 1227.
31 U. S. C. § 725c.

52 Stat. 1033.

52 Stat. 1033.

Payment to States: Not to exceed 33 $\frac{1}{3}$ per centum of all grazing fees received from each grazing district on Indian lands ceded to the United States for disposition under the public-lands laws, to be paid to the State in which said lands are situated, in accordance with the provisions of section 11 of the Act of June 28, 1934, as amended (43 U. S. C. 315j).

48 Stat. 1273.
43 U. S. C., Supp.
II, § 315j.
Aircraft.

Appropriations herein made for the Bureau of Land Management for "Management, protection, and disposal of public lands, Bureau of Land Management", "Revested Oregon and California Railroad and reconveyed Coos Bay wagon road grant lands, Oregon", and "Fire fighting", shall be available for the hire, maintenance, and operation of aircraft.

BUREAU OF INDIAN AFFAIRS

Salaries and expenses, general administration: For expenses necessary for the general administration of the Bureau of Indian Affairs, including departmental personal services in the District of Columbia; rental of office equipment and the purchase of necessary supplies therefor; purchase of office furniture and equipment in addition to that which may be purchased from the appropriation for contingent expenses of the Department; printing and binding, including the purchase of reprints of scientific and technical articles published in periodicals and journals, \$850,000.

3 CFR, Cum. Supp.,
p. 1020.

National Indian Institute: For necessary expenses of the National Indian Institute for the United States of America in the performance of its functions as prescribed by Executive Order Numbered 8930, November 1, 1941, including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55 (a)); and printing and binding, \$22,500.

60 Stat. 810.
5 U. S. C. § 55a.

Salaries and expenses, field administration: For necessary expenses of field administration, including pay of employees authorized by continuing or permanent treaty provisions, and printing and binding, \$3,100,000.

For maintaining law and order among Indians, including pay and other expenses of judges of Indian courts, Indian police, and employees engaged in the suppression of traffic in intoxicating liquors and deleterious drugs among Indians, \$164,500.

Alaska native service: For expenses necessary to provide for the support, rehabilitation, education, conservation of health, development of resources, and relief of destitution of the natives of Alaska; the repair, rental, and equipment of school, hospital, and other buildings; the purchase or erection of range cabins and other temporary structures; the hire, repair, equipment, maintenance, and operation of vessels; printing and binding; and for the administration of the Alaska native service, \$5,350,000: *Provided*, That any agency of the United States Government having title thereto is authorized to transfer without charge to the Alaska native service, buildings, equipment, materials, and supplies surplus to its needs and which may be certified by the Department of the Interior as necessary for the improvement, maintenance, or operation of the Alaska native service.

Transfer of surplus
supplies, etc.

Vessel conversion: For expenses necessary in converting and outfitting a vessel for use as a service and supply ship by the Alaska Native Service, \$150,000, to remain available until expended.

Navajo and Hopi service: For administering and carrying out a support and rehabilitation program for the Navajo and Hopi Indians, including printing and binding; transportation of Indians; grants to Indians; and for purposes otherwise applicable to other appropriations and provisions for the Bureau of Indian Affairs as follows:

Construction and maintenance services: For the construction and maintenance of roads and trails, irrigation systems, buildings, utilities, and other construction, including drainage and preparation of raw lands for irrigation farming, surveys, and investigations, private architectural and engineering services, and water exploration, \$3,037,500, to remain available until expended, of which \$319,300 shall be reimbursable in accordance with law.

Agency services: For administrative, industrial, resource, agricultural, educational, health, community welfare, and employment services, including cooperation with State and other organizations engaged in similar work, and payment of travel expenses and per diem of persons whose services are donated by such organizations, \$6,014,975.

Maintenance of buildings and utilities: For expenses necessary to maintain buildings in the Bureau of Indian Affairs, including the lease, purchase, construction (not to exceed \$1,500 for any one building), repair and improvement of buildings; the installation, repair, and improvement of utility systems, \$1,000,000.

Education of Indians: For the support and education of Indian pupils in boarding and day schools and for other educational purposes, including educational facilities authorized by treaty provisions; tuition, care, and other expenses of Indian pupils attending public and private schools; support and education of deaf, dumb, blind, mentally deficient, or physically handicapped; the tuition and other assistance (which may be paid in advance) of Indian pupils attending vocational or higher educational institutions under such regulations as the Secretary may prescribe; printing and binding (including illustrations); the support and equipment of an arts and crafts building at Anadarko, Oklahoma, and Indian museums at Rapid City, South Dakota, and Browning, Montana, and on the Fort Apache Reservation, Arizona; \$12,982,000: *Provided*, That payment of tuition and care of Indian pupils may be made from date of admission.

Payment of tuition,
etc.

Conservation of health: For expenses necessary for the conservation of health among Indians, including transportation of patients and attendants to and from hospitals and sanatoria; returning to their former homes and interring the remains of deceased patients; medical research and surveys; cooperation with State and other organizations engaged in similar work and payment of travel expenses and per diem of physicians, nurses, and other persons whose services are donated by such organizations, and printing and binding, \$7,917,000.

Welfare of Indians: For welfare services, including general support, relief of needy Indians, boarding home care of Indian children, institutional care of delinquent children, and payment of per diem, in lieu of subsistence, and other expenses of Indians participating in folk festivals, \$900,000: *Provided*, That payment for the care of Indians may be made from the date of service.

Management, Indian forest and range resources: For the management and protection of forest, range, and wildlife resources on Indian reservations, and allotments other than the Klamath Indian Reservation, Oregon, and the Menominee Indian Reservation, Wisconsin, including the payment of reasonable rewards for information leading to the arrest and conviction of any person or persons setting forest or range fires, or taking or destroying timber, in violation of law on Indian lands; the establishment of cooperative sustained yield forest units pursuant to the Act of March 29, 1944 (16 U. S. C. 583); and the development, repair, maintenance, and operation of domestic and stock water facilities, \$1,000,000: *Provided*, That the United States shall be reimbursed for expenditures made from this appropriation for expenses incident to the sale of timber to the extent prescribed in regulations promulgated by the Secretary pursuant to the Act of March 1, 1933 (25 U. S. C. 413).

58 Stat. 132.

47 Stat. 1417.

Report to Congress.

Suppressing forest and range fires: For the suppression or emergency prevention of forest and range fires on or threatening Indian reservations, \$12,000, which amount shall be available also for meeting obligations of the preceding fiscal year: *Provided*, That appropriations herein made for the Indian Service shall be available upon the approval of the Secretary for fire-suppression or emergency-prevention purposes: *Provided further*, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

Agriculture and stock raising: For the development of agriculture and stock raising among the Indians, including agricultural experiments and demonstrations and maintenance of a supply of suitable plants or seed for issue to Indians; the expenses of Indian fairs, including premiums for exhibits; and the control and eradication of fever ticks and contagious diseases among livestock of Indians, \$860,000.

48 Stat. 986.

Revolving fund for loans: For an additional amount for the revolving fund established pursuant to section 10 of the Act of June 18, 1934 (25 U. S. C. 470), to be available for loans as authorized by said section, as amended and supplemented, and by section 11 of said Act (25 U. S. C. 471), \$3,000,000.

48 Stat. 986.

48 Stat. 985.
Restrictions.

Acquisition of lands for Indian tribes: For the acquisition of lands, interest in lands, water rights and surface rights to lands, and for expenses incident to such acquisition, in accordance with the provisions of the Act of June 18, 1934 (25 U. S. C. 465), \$137,500: *Provided*, That no part of the sum herein appropriated shall be used for the acquisition of land within the States of Arizona, California, Colorado, New Mexico, South Dakota, Utah, and Wyoming outside of the boundaries of existing Indian reservations: *Provided further*, That no part of this appropriation shall be used for the acquisition of land or water rights within the States of Nevada, Oregon, and Washington either inside or outside the boundaries of existing reservations.

49 Stat. 891.
25 U. S. C. §§ 305-
305e; Supp. II, §§ 305d,
305e.

Salary limitation.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

Development of Indian arts and crafts: For the development, under the direction of the Commissioner of Indian Affairs, of Indian arts and crafts, as authorized by the Act of August 27, 1935 (25 U. S. C., ch. 7A), including expenses of exhibits, printing and binding, and other necessary expenses, \$37,000, of which not to exceed \$13,000 shall be available for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be used to pay any salary at a rate exceeding the maximum rate of grade CAF-14 of the Classification Act of 1923, as amended.

Irrigation: For the maintenance, operation, repair, and improvement of irrigation systems for Indian reservations and allotments; payment of operation and maintenance assessments on Indian lands and within non-Indian irrigation districts; payment of reclamation charges; purchase of water and water rights; including the purchase or rental of equipment, tools, and appliances; drainage and protection of irrigable lands from damage by floods or loss of water rights; and for all other necessary expenses, \$469,800, of which \$335,253 shall be reimbursable in accordance with existing law.

Construction, and so forth, irrigation systems: For the construction, rehabilitation, and improvement of irrigation systems on Indian reservations; the purchase or rental of equipment, tools, and appliances; the acquisition of rights-of-way; the development of domestic and stock water and water for subsistence gardens; the purchase of water rights, ditches, and lands needed for irrigation purposes; drainage and protection of irrigable lands from damage by floods or loss of water rights; preparation of raw reservation lands for irrigation farming, expenditures for which shall be repayable on a per-acre basis by the lands benefited; as follows:

Arizona: Colorado River, \$2,550,000; Salt River, \$85,000; San Carlos, \$85,000;

California: California Agency, \$68,000;

Colorado: Southern Ute, \$8,500;

Idaho: Fort Hall, \$42,500;

Montana: Blackfeet, \$21,250; Flathead, \$150,000; Fort Belknap, \$26,563; Fort Peck, \$21,250; Tongue River, \$8,288;

Nevada: Western Shoshone, \$21,250;

New Mexico: United Pueblos, \$17,000;

Oregon: Warm Springs, \$21,250;

Washington: Wapato, \$191,250: *Provided*, That in addition to this appropriation the Commissioner of Indian Affairs is authorized to contract for materials, equipment, and services for pumping plant facilities for Satus unit numbered 3 in an amount not in excess of \$300,000;

Contract authority.

Wyoming: Wind River, \$21,250;

Miscellaneous small projects, \$85,000;

For surveys, investigations, and administrative expenses, including personal services in the District of Columbia, and printing and binding, \$175,000: *Provided*, That the foregoing amounts for construction, and so forth, irrigation systems, shall be available in one fund, shall be reimbursable in accordance with law, and shall remain available until completion of the projects: *Provided further*, That not to exceed 10 per centum of the amount of any specific authorization may be transferred, in the discretion of the Commissioner of Indian Affairs, to the amount of any other specific authorization, but no limitation shall be increased more than 10 per centum by any such transfer.

Transfer of funds.

Construction, and so forth, buildings and utilities: For the construction, repair, or rehabilitation of Indian Service buildings and utilities, including the purchase of land and the acquisition of easements or rights-of-way; purchase of furniture, furnishings, and equipment; private architectural and engineering services; and water explorations; as follows:

Post, p. 875.

Arizona: Colorado River, \$170,000; Papago, \$36,125; Pima, \$15,000; San Carlos, \$212,500; Navajo, prior year appropriations for the Toadlena School development are hereby made available for use at Tohatchi and Kayenta; Truxton Canon, the prior year appropriation of \$8,000 for the replacement of the Camp Verde, Arizona, Indian school is hereby made available for cooperation with the public school district of Camp Verde, Arizona, for public school facilities;

Minnesota: Red Lake School, \$68,000;

Montana: Crow and Northern Cheyenne, \$29,750;

Nevada: Western Shoshone, in accordance with the Act of July 11, 1947, Public Law 182, \$85,000;

61 Stat. 315.

Oklahoma: Western Oklahoma, \$244,500;

Oregon: Chemawa, \$79,050; Umatilla, \$15,000;

South Dakota: Flandreau, \$10,200; Sioux Sanatorium, \$12,750;

Washington: Colville, \$86,000;

Wisconsin: Menominee, \$48,450;

Wyoming: Wind River, \$31,450;

Alaska, \$2,580,125, of which \$2,000,000 is for payment of obligations incurred pursuant to authority granted under this head in the Interior Department Appropriation Act, 1949; and, in addition, the Secretary is authorized to enter into contracts for this purpose in an amount not to exceed \$637,500;

62 Stat. 1119.

Contract authority.

Various locations: Quarters, \$192,950; major repairs and improvements, \$425,000;

For surveys and plans and administrative expenses, private architect and engineering service and water explorations, including personal

- services in the District of Columbia and printing and binding, \$237,750: *Provided*, That the foregoing amounts for construction, and so forth, buildings and utilities, shall be available in one fund and shall remain available until completion of the projects: *Provided, further*, That not to exceed 10 per centum of the amount of any specific authorization may be transferred, in the discretion of the Commissioner of Indian Affairs, to the amount of any other specific authorization, but no limitation shall be increased more than 10 per centum by any such transfer: *Provided further*, That unobligated balances of any specific authorizations in appropriations for prior years for school facilities in public school districts of Minnesota, appropriated in accordance with Public Law 804, Seventy-sixth Congress, or Public Law 231, Eightieth Congress, may be transferred to any other such authorizations: *Provided further*, That unobligated balances in the amount of \$202,418 of specific authorizations in appropriations for prior years under the heading "Construction, and so forth, buildings and utilities" are hereby rescinded and such sum shall be carried to the surplus fund and covered into the Treasury immediately upon the approval of this Act.
- Transfer of funds.**
- Rescission of certain appropriations.**
- Post*, p. 875.
- 45 Stat. 750.
62 Stat. 1105.
23 U. S. C., Supp. II, §§ 23c, 21.
- Roads: For construction, improvement, repair, and maintenance of Indian reservation roads under the provisions of the Act of May 26, 1928 (25 U. S. C. 318a) and the Act of June 29, 1948 (Public Law 834), \$2,750,000, to remain available until expended, of which amount not to exceed \$19,500 may be expended for departmental personal services.
- Fulfilling treaties: For fulfilling treaties with Senecas and Six Nations of New York, Choctaws and Pawnees of Oklahoma, and payment to Indians of Sioux reservations, to be expended as provided by treaty or by law, \$176,020.
- Payment of interest on Indian trust funds: For payment of accrued and accruing interest on moneys held in trust for the several Indian tribes, as authorized by various Acts of Congress, such amounts as may hereafter be necessary.
- Proceeds from power: Not to exceed the amount of power revenues covered into the Treasury to the credit of each of the power projects, including revenues credited prior to August 7, 1946, shall be available for the purposes authorized by section 3 of the Act of August 7, 1946 (Public Law 647), including printing and binding, in connection with the respective projects from which such revenues are derived.
- 60 Stat. 895.
31 U. S. C. § 725e-3.

MISCELLANEOUS INDIAN TRIBAL FUNDS

- Administration of Indian tribal affairs (tribal funds): For expenses of administering the affairs and property of Indian tribes, including pay and travel expenses, \$440,000, payable from funds held by the United States in trust for the particular tribe benefited; not to exceed \$65,000 for any one tribe, and the authorization from tribal funds for the payment of salaries of necessary employees and other expenses for the distribution of per capita payments authorized by the Act of July 2, 1942 (56 Stat. 528), is hereby increased from \$1,500 to \$4,500.
- Travel expenses.**
- Klamath Agency, Oreg.
- Support of Klamath Agency, Oregon (tribal funds): For general support of Indians, including cash grants and administration of Indian property under the jurisdiction of the Klamath Agency, payable from funds held by the United States in trust for the Klamath Tribe of Indians, Oregon, \$304,500, of which not to exceed \$10,000 shall be available for fees and expenses of an attorney or firm of attorneys selected by the tribe and employed under contract approved by the Secretary.
- Menominee Agency, Wis.
- Support of Menominee Agency and pay of tribal officers, Wisconsin (tribal funds): For general support of Indians and administration

of Indian property under the jurisdiction of the Menominee Agency, Wisconsin, payable from funds held by the United States in trust for the Menominee Tribe of Indians, Wisconsin, \$235,000, including \$40,000 for relief of Indians in need of assistance, including cash grants; scholarships (not to exceed \$3,000); and \$7,700 for the compensation and expenses of an attorney or firm of attorneys employed by the tribe under a contract approved by the Secretary: *Provided*, That not to exceed \$10,000 shall be available from the funds of the Menominee Indians for the payment of salaries and expenses of the chairman, secretary, and interpreters of the Menominee general council and members of the Menominee Advisory Council and tribal delegates when engaged on business of the tribe at rates to be determined by the Menominee general council and approved by the Commissioner of Indian Affairs: *Provided further*, That a recreational director for the Menominee Reservation may be employed with the approval of the Menominee Advisory Council.

Salaries, etc., of tribal officers.

Recreational director.

Osage Agency, Okla.

For the support of the Osage Agency, and for necessary expenses in connection with oil and gas production on the Osage Reservation, Oklahoma, including pay of the superintendent of the agency, a curator for the Osage Museum, at a salary of \$2,284, which employee shall be an Osage Indian, appointed with the approval of the Osage Tribal Council, and of necessary employees, and pay of tribal officers; not to exceed \$2,000 for the education of unallotted Osage Indian children in the Saint Louis Mission Boarding School, Oklahoma; payment of damages to individual allottees; repairs to buildings, rent of quarters for employees, and printing and binding, \$222,000, payable from funds held by the United States in trust for the Osage Tribe of Indians in Oklahoma: *Provided*, That of the said sum herein appropriated \$13,950 is hereby made available for travel and other expenses of members of the Osage Tribal Council, business committees, or other tribal organizations, when engaged on business of the tribe, including supplies and equipment, not to exceed \$10 per diem in lieu of subsistence, and not to exceed 5 cents per mile for use of personally owned automobiles, when duly authorized or approved in advance by the Commissioner of Indian Affairs.

Travel, etc., expenses.

Expenses of tribal officers, Five Civilized Tribes, Oklahoma (tribal funds): For the current fiscal year money may be expended from the tribal funds of the Choctaw, Chickasaw, Creek, and Seminole Tribes for equalization of allotments, per capita, and other payments authorized by law to individual members of the respective tribes, and for salaries and contingent expenses of the governor of the Chickasaw Nation and chief of the Choctaw Nation, one mining trustee for the Choctaw, and Chickasaw Nations, at salaries of \$3,000 each for the said governor, said chief, and said mining trustee, chief of the Creek Nation at \$1,700 effective from July 1, 1948, and one attorney each for the Choctaw, Chickasaw and Creek Tribes employed under contract approved by the President under existing law: *Provided*, That the expenses of the above-named officials shall be determined and limited by the Commissioner of Indian Affairs at not to exceed \$2,500 each.

Five Civilized Tribes, Okla.

Limitation.

Expenses of attorneys, Chickasaw Nation of Indians, Oklahoma (tribal funds): For expenses of attorneys for the Chickasaw Nation of Indians, Oklahoma, employed to prosecute Chickasaw tribal claims under contracts approved by the Interior Department, \$3,000, payable out of funds on deposit in the Treasury to the credit of said Chickasaw Tribe of Indians.

Chickasaw Nation, Okla.

Expenses of tribal councils or committees thereof (tribal funds): For travel and other expenses of members of tribal councils, business committees, or other tribal organizations, when engaged on business of the tribes, including supplies and equipment, per diem in lieu of

Restriction.

subsistence and use of privately owned automobiles at rates applicable to civilian employees of the Government, when duly authorized or approved in advance by the Commissioner of Indian Affairs, \$75,000, payable from funds on deposit to the credit of the particular tribe interested: *Provided*, That no part of this appropriation, or of any other appropriation contained in this Act, shall be available for expenses of members of tribal councils, business committees, or other tribal organizations, when in the District of Columbia, for more than an eight-day period, unless the Secretary shall in writing approve a longer period.

41 U. S. C. § 5.
Ante, p. 408.
 18 U. S. C., Supp.
 II, §§ 4122-4126.
Ante, pp. 98, 99.

Relief of needy Indians (tribal funds): For the relief of Indians in need of assistance, including cash grants; the purchase of subsistence supplies, clothing, and household goods; medical, burial, housing, transportation, and all other necessary expenses, \$112,000, payable from funds on deposit to the credit of the particular tribe concerned: *Provided*, That expenditures hereunder may be made without regard to section 3709, Revised Statutes, as amended, or to the Act of May 27, 1930 (46 Stat. 391), as amended.

Compensation and expenses of attorneys (tribal funds): For compensation and expenses of attorneys employed by various tribes of Indians under contracts to be approved by the Secretary of the Interior, \$86,800, payable from funds on deposit in the United States Treasury to the credit of the particular Indian tribe concerned.

Funds continued
 available.
 62 Stat. 1123.

Educational loans.

Industrial assistance (tribal funds): For advances to individual members of the tribes for the construction of homes and for the purchase of land, seed, animals, machinery, tools, implements, building material, and other equipment and supplies; and for advances to old, disabled, or indigent Indians for their support and burial, and Indians having irrigable allotments to assist them in the development and cultivation thereof, \$496,000, payable from tribal funds as follows: Nez Perce, Idaho, \$50,000; Hoopa Valley, California, \$5,000; Pyramid Lake, Nevada, \$15,000; Choctaw, Mississippi, \$40,000; Mescalero, New Mexico, \$50,000; Rosebud, South Dakota, \$24,000; Spokane, Washington, \$37,000; Yakima, Washington, \$125,000; Blackfeet, Montana, \$100,000; miscellaneous tribes, \$50,000; and the unexpended balances of funds available under this head in the Interior Department Appropriation Act for the next preceding

Availability of funds.

fiscal year are hereby continued available during the current fiscal year for the purposes for which they were appropriated: *Provided*, That advances may be made to worthy Indian youth to enable them to take educational courses, including courses in nursing, home economics, forestry, agriculture, and other industrial subjects in colleges, universities, or other institutions, and advances so made shall be reimbursed in not to exceed eight years under such regulations as the Secretary may prescribe: *Provided further*, That all moneys reimbursed during the current fiscal year shall be credited to the respective appropriations and be available for the purposes of this paragraph:

Tribal enterprises.

Provided further, That funds available under this paragraph may be used for the establishment and operation of tribal enterprises when proposed by Indian tribes and approved under regulations prescribed by the Secretary: *Provided further*, That enterprises operated under the authority contained in the foregoing proviso shall be governed by the regulations established for the making of loans from the revolving loan fund authorized by the Act of June 18, 1934 (25 U. S. C. 470): *Provided further*, That the unexpended balances of prior appropriations under this head for any tribe, including reimbursements to such appropriations and the appropriations made herein, may be advanced to such tribe, if incorporated, for use under regulations

Regulations.

48 Stat. 986.
 Advances.

established for the making of loans from the revolving loan fund authorized by the Act of June 18, 1934 (25 U. S. C. 470).

Suppressing forest and range fires (tribal funds): For the suppression, presuppression, and emergency prevention of forest and range fires on or threatening Indian reservations, \$75,000, payable from funds held by the United States in trust for the respective tribes interested.

48 Stat. 986.

Support of Indian schools (tribal funds): For the support of Indian schools, and for other educational purposes, including care of Indian children of school age attending public and private schools, tuition and other assistance for Indian pupils attending public schools, and support and education of deaf, dumb or blind, physically handicapped, delinquent, or mentally deficient Indian children, there may be expended from Indian tribal funds and from school revenues arising under the Act of May 17, 1926 (25 U. S. C. 155), not more than \$1,014,000: *Provided*, That payment may be made from the date of admission for such tuition and care of Indian pupils.

44 Stat. 560.

Tuition, etc.

Construction, tribal community hall, Yakima Indian Agency, Washington (tribal funds): For the construction and equipment of a community hall at Yakima Indian Agency, Washington, for the Yakima Tribe of Indians, \$75,000, payable out of funds on deposit in the Treasury to the credit of said tribe.

Yakima Agency,
Wash.

Vehicles: Applicable appropriations made herein for the Bureau of Indian Affairs shall be available for the purchase of not to exceed two hundred and twenty-five passenger motor vehicles, of which two hundred shall be for replacement only, and such vehicles may be used for the transportation of Indian school pupils.

Replacement of property destroyed by fire, flood, or storm: To meet possible emergencies not exceeding \$35,000 of the appropriations made by this Act for education of Indians, maintenance of buildings, salaries and expenses, field administration, the Alaska native service, and conservation of health among Indians shall be available, upon approval of the Secretary, for replacing any buildings, equipment, supplies, livestock, or other property of those activities of the Bureau of Indian Affairs above referred to which may be destroyed or rendered unserviceable by fire, flood, or storm: *Provided*, That any diversions of appropriations made hereunder shall be reported to Congress in the annual Budget.

Report to Congress.

Appropriations herein made for salaries and expenses, field administration, education of Indians, and conservation of health among Indians shall be available for the purchase of supplies, materials, and repair parts, for storage in and distribution from central warehouses, garages, and shops, and for the maintenance and operation of such warehouses, garages, and shops, and said appropriations shall be reimbursed for services rendered or supplies furnished by such warehouses, garages, or shops to any activity of the Bureau of Indian Affairs.

Availability of ap-
propriations.

Appropriations herein made for the Bureau of Indian Affairs shall be available for travel expenses and the purchase of ice for official use of employees, and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), except that not to exceed \$5,000 out of irrigation appropriations shall be available for such services at rates for individuals not in excess of \$100 per diem.

Travel expenses,
etc.

60 Stat. 810.

The following appropriations herein made for the Bureau of Indian Affairs shall be available for hire, maintenance, and operation of aircraft: "Management, Indian forest and range resources"; "Suppressing forest and range fires"; "Alaska native service"; "Navajo and Hopi service"; "Salaries and expenses, field administration"; and "Suppressing forest and range fires (tribal funds)".

Aircraft.

BUREAU OF RECLAMATION

32 Stat. 388.
43 U. S. C. § 372 *et seq.*; Supp. II, § 385a *et seq.*

Vehicles.

60 Stat. 810.

Damage claims.

Rewards.

62 Stat. 1108.
43 U. S. C., Supp. II, §§ 385a, 385b.
Restriction.

Studies of recreational areas.

"The reclamation fund."

32 Stat. 388.

Administrative provisions: Sums appropriated in this Act for the Bureau of Reclamation shall be available for all expenditures authorized by the Act of June 17, 1902, and Acts amendatory thereof or supplementary thereto known as the reclamation law, and all other Acts under which expenditures are authorized, including personal services in the District of Columbia; disseminating useful information, photographing and making photographic prints and completing and distributing material, including recordings; examination of estimates for appropriations in the field; refunds of overcollections and deposits for other purposes; lithographing; engraving; printing and binding; purchase of not to exceed two hundred and thirty (including two hundred and one for replacement only) passenger motor vehicles in the current fiscal year, and hire of passenger motor vehicles; acquisition of not to exceed two in the current fiscal year, and hire, maintenance, and operation of aircraft; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), in an amount not to exceed \$100,000: *Provided*, That the rates for individuals shall not exceed \$100 per diem; for payment of claims for damage to or loss of property, personal injury, or death, arising out of the survey, construction, operation, or maintenance of works by the Bureau of Reclamation; payment for official telephone service in the field hereafter incurred in case of official telephones installed in private houses when authorized under regulations established by the Secretary; payment of rewards, when specifically authorized by the Secretary, for information leading to the apprehension and conviction of persons found guilty of the theft, damage, or destruction of public property; payments to school districts in accordance with the Act of June 29, 1948 (Public Law 835), including payments on account of dependents of employees in field offices in project areas engaged in construction and related activities: *Provided*, That no part of any sum provided for in this Act for operation and maintenance of any project or division of a project by the Bureau of Reclamation shall be used for the irrigation of any lands within the boundaries of an irrigation district which has contracted with the Bureau of Reclamation and is in arrears for more than twelve months in the payment of any charges due the United States, and no part of any sum provided for in this Act for such purpose shall be used for the irrigation of any lands which have contracted with the Bureau of Reclamation and are in arrears for more than twelve months in the payment of any charges due from said lands to the United States: *Provided further*, That funds appropriated for the Bureau of Reclamation shall be available for expenditure through the facilities of the National Park Service in amounts of not to exceed \$25,000 for any one reservoir area for studies of recreational areas and planning for their utilization, and funds so expended shall not be reimbursable or returnable under the reclamation law.

The following sums are appropriated out of the special fund in the Treasury of the United States created by the Act of June 17, 1902 (43 U. S. C. 391, 411), and therein designated "the reclamation fund", to be available immediately:

GENERAL OFFICES

Salaries and expenses (other than project offices): For expenses necessary during the current fiscal year, including personal services in the District of Columbia, in the administration and performance by other than project offices of Bureau of Reclamation functions, \$4,300,000, to be available for the purposes, among others, specified under the head "Operation and maintenance administration", Bureau

of Reclamation, in the Department of the Interior Appropriation Act, 1945, and reimbursable as to expenditures for operation and maintenance administration to the same extent as is provided under said head: *Provided*, That in addition to the foregoing amount there shall be available for expenditure under this appropriation any sums transferred thereto for work performed or to be performed for the benefit of specific projects or undertakings for which other funds or appropriations are available: *Provided further*, That not exceeding \$150,000 of funds available for expenditure under this appropriation shall be used for salaries and expenses in connection with informational work.

58 Stat. 487.

Specific projects.

Informational work.

GENERAL INVESTIGATIONS

General investigations: For engineering and economic investigations of proposed Federal reclamation projects and surveys, investigations, and other activities relating to reconstruction, rehabilitation, extensions, or financial adjustments of existing projects, and studies of water conservation and development plans, such investigations, surveys, and studies to be carried on by said Bureau either independently, or in cooperation with State agencies and other Federal agencies, including the Corps of Engineers and the Federal Power Commission, \$3,700,000, to remain available until expended, which may be used to execute detailed surveys, and to prepare construction plans and specifications for specific projects or parts of projects until appropriations are available for construction thereof: *Provided*, That no part of this appropriation shall be available for the preparation of any comprehensive plan or project report the construction estimates for which are not based upon current construction prices and costs: *Provided further*, That the expenditure of any sums from this appropriation for investigations of any nature requested by States, municipalities, or other interests shall be upon the basis of the State, municipality, or other interest advancing at least 50 per centum of the estimated cost of such investigations;

Restrictions.

Investigations, upper Colorado River Basin: For engineering and economic investigations and studies of water conservation and development plans, in the upper Colorado River Basin States, such investigations, surveys, and studies to be carried on by said Bureau either independently, or in cooperation with State agencies and other Federal agencies, \$500,000, to remain available until expended, and which shall be in addition to any other funds available for expenditures for such investigations in said area.

ADVANCE PLANNING

Advance planning: For detailed surveys, construction plans, and specifications for the Kennewick division of the Yakima project, as authorized by the Act of June 12, 1948 (Public Law 629, Eightieth Congress), all to be reimbursable (except as otherwise provided by law) under the reclamation law, \$50,000, to remain available until expended.

62 Stat. 382.

CONSTRUCTION

Construction: For construction and continuation of construction of the following projects in not to exceed the following amounts, all to be reimbursable (except as otherwise provided by law) under the reclamation law, to remain available until expended for carrying out projects (including the construction of transmission lines) previously or herein authorized by Congress:

Santa Barbara County project, California, Cachuma Unit, \$5,185,000: *Provided*, That none of the funds appropriated herein

Restriction.

shall be available for construction of physical works or the acquisition of rights-of-way until the condition contained in the contract between the United States and the Santa Barbara County Water Agency, executed September 12, 1949, concerning participation by member districts shall have been met, and the outcome of elections within the member districts shall have been favorable in sufficient member districts to approve the disposition of the quantity of water as provided in said contract to make the same effective;

Boise project, Idaho, Anderson Ranch Dam, \$1,642,200; Payette division, \$2,520,625;

Lewiston Orchards project, Idaho, \$249,750;

Minidoka project, Idaho: The limitation on the amount available for surveys and preconstruction work in connection with the North Side pumping division stated in the Interior Department Appropriation Act, 1949, is increased from \$147,500 to \$725,000;

Palisades project, Idaho, \$189,625;

Milk River project, Montana, Fresno Dam division, \$64,240;

Rio Grande project, New Mexico-Texas, \$14,450;

W. C. Austin project, Oklahoma, \$255,000;

Deschutes project, Oregon, \$1,313,750, of which not to exceed \$35,150 shall be available toward emergency rehabilitation of the works of the Arnold irrigation district, to be repaid in full under conditions satisfactory to the Secretary of the Interior, not to exceed \$1,063,750 shall be available toward emergency reconstruction of Ochoco Dam subject to allocations under section 7 of the Reclamation Project Act of 1939, and repayment of reimbursable amounts under terms satisfactory to the water users and the Bureau of Reclamation, and not to exceed \$100,000 shall be available for emergency reconstruction of the northwest unit pipe line of the Grants Pass irrigation district;

Klamath project, Oregon-California, \$803,460;

Ogden River project, Utah, \$219,170;

Provo River project, Utah, including the south division of Utah Lake Distributing Company Canal, which is hereby authorized, \$4,150,000;

Yakima project, Washington, Roza division, \$397,833;

Kendrick project, Wyoming, \$1,327,910;

Riverton project, Wyoming, \$2,477,050, of which a part shall be available for a comprehensive and detailed survey of the Pavilion and Pilot Butte divisions;

Shoshone project, Wyoming, Power division, \$107,400; Willwood division, \$60,000.

OPERATION AND MAINTENANCE

Parker Dam power project, Arizona-California: Not to exceed \$3,369,200 from power and other revenues shall be available for operation and maintenance;

Yuma project, Arizona-California: For operation and maintenance, \$150,000: *Provided*, That not to exceed \$35,000 from power revenues shall be available for the operation and maintenance of the commercial system;

Central Valley project, California: For operation and maintenance, \$379,050: *Provided*, That not to exceed \$1,071,250 from power revenues shall be available for the operation and maintenance of the power system;

Colorado-Big Thompson project, Colorado: Not to exceed \$418,575 from power revenues shall be available for the operation and maintenance of the power system;

Boise project, Idaho: For operation and maintenance, \$325,000;

62 Stat. 1126.

53 Stat. 1192.
43 U. S. C. § 485f.

Minidoka project, Idaho: For operation and maintenance, reserved works, \$45,000: *Provided*, That not to exceed \$445,000 from the accumulated replacement reserve and current power revenues shall be available for the operation, maintenance, and rehabilitation of the commercial system;

Mirage Flats project, Nebraska: For operation and maintenance, \$24,000;

North Platte project, Nebraska-Wyoming: Not to exceed \$315,250 from the power revenues shall be available for the operation, maintenance, and rehabilitation of the commercial system; and net power and other revenues allocated to the Northport irrigation district under subsections I and J, section 4, of the Act of December 5, 1924 (43 U. S. C. 501), shall be available for payment on behalf of the Northport irrigation district, to the Farmers' irrigation district for carriage of water;

43 Stat. 703.
43 U. S. C. § 526.

Rio Grande project, New Mexico-Texas: Not to exceed \$507,350 from power and other revenues shall be available for the operation and maintenance of the power system;

Deschutes project, Oregon: For operation and maintenance, \$161,000;

Klamath project, Oregon-California: For operation and maintenance, \$294,000: *Provided*, That revenues received from the lease of marginal lands, Tule Lake division, shall be available for refunds to the lessees in such cases where it becomes necessary to make refunds because of flooding or other reasons within the terms of such leases;

Refunds to lessees.

Owyhee project, Oregon: For operation and maintenance, \$360,000;

Columbia Basin project, Washington: Not to exceed \$2,145,000 from power revenues shall be available for operation, maintenance, and replacements, including operation and maintenance of camp and other facilities turned over by construction contractors, and similar facilities and the furnishing of services related thereto;

Yakima project, Washington: For operation and maintenance, \$421,500: *Provided*, That not to exceed \$24,000 from power revenues shall be available for operation and maintenance of the power system;

Kendrick project, Wyoming: Not to exceed \$640,500 from the power revenues shall be available for the operation and maintenance of the power system;

Riverton project, Wyoming: For operation and maintenance, \$173,475: *Provided*, That not to exceed \$105,025 from the power revenues shall be available for the operation and maintenance of the commercial system;

Shoshone project, Wyoming: For operation and maintenance, \$95,050: *Provided*, That not to exceed \$198,647 from the power revenues shall be available for the operation and maintenance of the commercial system.

GENERAL PROVISIONS

Limitation of expenditures: Under the provisions of this Act no greater sum shall be expended, nor shall the United States be obligated to expend during the current fiscal year, on any reclamation project appropriated for herein under the reclamation fund, an amount in excess of the sum herein appropriated therefor, nor shall the whole expenditures or obligations incurred for all of such projects for the current fiscal year exceed the whole amount in the reclamation fund for the fiscal year;

Interchange of appropriations: Ten per centum of the foregoing amounts for operation and maintenance projects shall be available interchangeably for expenditures on the reclamation projects named;

but not more than 10 per centum shall be added to the amount appropriated for any one of said projects, except that should existing works or the water supply for lands under cultivation be endangered by floods or other unusual conditions, an amount sufficient to make necessary emergency repairs shall become available for expenditure by further transfer of appropriation from any of said projects upon approval of the Secretary.

GENERAL FUND, ALASKAN INVESTIGATIONS

For engineering and economic investigations, as a basis for legislation, and for reports thereon to Congress, relating to projects for the development and utilization of the water resources of Alaska, to remain available until expended, \$200,000, which shall be available among other purposes for rations and quarters for field parties while away from inhabited communities in which such facilities are available.

GENERAL FUND, CONSTRUCTION

For continuation of construction of the following projects in not to exceed the following amounts to be immediately available, to remain available until expended for carrying out projects (including the construction of transmission lines) previously or herein authorized by Congress, and to be reimbursable (except as otherwise provided by law) under the reclamation law:

Gila project, Arizona, \$4,600,000;

Davis Dam project, Arizona-Nevada, \$36,504,860;

Parker Dam power project, Arizona-California, \$110,290;

Advances to Colorado River dam fund, Boulder Canyon project (All-American Canal): For continuation of construction of a diversion dam, main canal (and appurtenant structures) located entirely within the United States connecting the diversion dam with the Imperial and Coachella Valleys in California, and distribution and drainage systems; to acquire by proceedings in eminent domain, or otherwise, all lands, rights-of-way, and other property necessary for such purposes; and for incidental operations as authorized by the Boulder Canyon Project Act approved December 21, 1928 (43 U. S. C., ch. 12A); to be immediately available, and to remain available until advanced to the Colorado River dam fund, \$5,100,000, and in addition thereto the Commissioner of Reclamation is authorized to enter into contracts in an amount not in excess of \$975,700: *Provided*, That amounts heretofore or hereafter received from the Republic of Mexico for temporary water service by means of such works shall be applied against construction costs, including incidental operations, and shall be available for payment of the cost of such operations;

Advances to Colorado River Dam fund, Boulder Canyon project: For continuation of construction of the Hoover Dam and incidental works in the main stream of the Colorado River at Black Canyon, to create a storage reservoir, and of a complete plant and incidental structures suitable for the fullest economic development of electrical energy from the water discharged from such reservoir; to acquire by proceedings in eminent domain, or otherwise, all lands, rights-of-way, and other property necessary for such purposes; and for incidental operations, as authorized by the Boulder Canyon Project Act, approved December 21, 1928 (43 U. S. C., ch. 12A), \$6,400,000, to be immediately available and to remain available until advanced to the Colorado River dam fund;

Central Valley Project, California, \$60,789,890, of which not to exceed \$100,000 is for the making of examinations and surveys of power facilities, not to exceed \$2,000,000 is for the construction of the Shasta-

45 Stat. 1057.
43 U. S. C. §§ 617-617t; Supp. II, § 617 note.

Amounts received from Mexico.

45 Stat. 1057.
43 U. S. C. §§ 617-617t; Supp. II, § 617 note.

Tracy (westside) transmission lines numbered 1 and 2, and of which \$784,699.93 is for payment to the following-named contractors in the following designated amounts in full settlement of their claims, legal or equitable, of any nature whatsoever arising out of or connected with the notice by the Bureau of Reclamation of the exhaustion of funds for payment of contractors earnings in connection with the construction of the Friant-Kern Canal, California, Peter Kiewit Son's Company, \$186,195.33; Arizona-Nevada Constructors, \$348,867.62; Morrison-Knudsen, Incorporated, and M. H. Hassler, \$217,618.47; Bechtel Bros.-McCone Company, \$32,018.51: *Provided*, That the unexpended balance on June 30, 1949, of funds heretofore appropriated for this project shall be classified under and combined with the amount appropriated herein;

Colorado-Big Thompson project, Colorado, \$20,172,750, including funds for construction of the Brighton to Flatiron transmission line;

Fort Peck project, Montana: For construction of transmission lines, substations, and other facilities as may be required by the Bureau of Reclamation, as authorized by the Act of May 18, 1938 (16 U. S. C. 833), \$2,815,200, to be immediately available and to remain available until expended;

Hungry Horse project, Montana, \$22,093,125;

Tucumcari project, New Mexico, \$582,250;

Fort Sumner project, New Mexico, \$750,000, and in addition thereto the Commissioner of Reclamation is authorized to enter into contracts in an amount not in excess of \$1,000,000;

Columbia Basin project, Washington: For continuation of construction and for other purposes authorized by the Columbia Basin Project Act of March 10, 1943 (57 Stat. 14), \$68,000,000;

Colorado River front work and levee system: For operating and maintaining the Colorado River front work and levee system in Arizona, Nevada, and California; constructing, improving, extending, operating, and maintaining protection and drainage works and systems along the Colorado River; controlling said river and improving, modifying, straightening, and rectifying the channel thereof; and conducting investigations and studies in connection therewith; as authorized by Public Law 469, approved June 28, 1946; \$897,250, to remain available until expended: *Provided*, That not to exceed \$25,000 of the foregoing appropriation shall be available for maintenance work on the temporary weir in the Colorado River below the heading of the diversion canal for the Palo Verde Irrigation District of California.

Missouri River Basin (reimbursable to the extent and as provided in the Act of December 22, 1944 (Public Law 534)): For the partial accomplishment of the works to be undertaken by the Secretary of the Interior, pursuant to section 9 of the Act of December 22, 1944 (Public Law 534) and section 18 of the Flood Control Act of 1946 (Public Law 526) (including the construction of transmission lines and the purchase of power and emergency reconstruction of the La Prele unit, Wyoming) and for continuing investigations on the general plan of development, \$81,668,560, to be immediately available and to remain available until expended, and in addition thereto the Commissioner of Reclamation is hereby authorized to incur obligations and enter into contracts for additional work, materials, and equipment in an amount not exceeding \$6,364,000, including not to exceed \$2,000,000 for power transmission lines: *Provided*, That this appropriation shall be expended, either independently or through or in cooperation with existing Federal and State agencies: *Provided further*, That in order to promote agreement among the States of Nebraska, Wyoming, and Colorado and to avoid any possible alteration of existing vested water rights, no part of this or of any prior appropriation shall be used for construction or for further commitment for

52 Stat. 403.
16 U. S. C. §§ 833-833k; Supp. II, § 833a note.

16 U. S. C. §§ 835-835i.

60 Stat. 333

58 Stat. 887.
16 U. S. C. §§ 460d, 825s; 33 U. S. C. §§ 701a-1, 701c and note, 701f, 701j notes, 708, 709; 43 U. S. C. § 390.
60 Stat. 653.

Glendo unit.

Moorhead Dam
and Reservoir, Mont.

Canyon Ferry Res-
ervoir.

construction of the Glendo unit or any feature thereof, until a definite plan report thereon has been completed, reviewed by the States of Nebraska, Wyoming, and Colorado and approved by Congress: *Provided further*, That no part of this or prior appropriations shall be used for construction, nor for further commitments to construction of Moorhead Dam and Reservoir, Montana, or any feature thereof until a definite plan report thereon has been completed, reviewed by the States of Wyoming and Montana, and approved by the Congress: *Provided further*, That no part of this appropriation shall be available or used to maintain or operate Canyon Ferry Reservoir at a higher maximum normal pool elevation than three thousand seven hundred and sixty-six feet, unless and until new land in Broadwater County, Montana, equal in acreage to the irrigated land to be inundated in Canyon Ferry Reservoir above elevation of three thousand seven hundred and sixty-six feet is provided with facilities for irrigation.

COLORADO RIVER DAM FUND

62 Stat. 235.
43 U. S. C., Supp.
II, § 618a (e).

61 Stat. 476.

62 Stat. 235.
43 U. S. C., Supp.
II, § 618a (e).

43 U. S. C., Supp.
II, § 618 (a).
Report to congress-
sional committees.

54 Stat. 774.
43 U. S. C. § 618a;
Supp. II, § 618a.

54 Stat. 774.
43 U. S. C., Supp.
II, § 618.

Boulder Canyon project: For operation, maintenance, and replacements of the dam, power plant, and other facilities, of the Boulder Canyon project, \$1,600,000, payable from the Colorado River dam fund, including payments to the Boulder City school district in accordance with the provisions of Public Law 528, approved May 12, 1948: *Provided*, That not to exceed \$5,662.22 from the unobligated balance of the appropriation for operation, maintenance, and replacements of the dam, power plant, and other facilities of the Boulder Canyon project contained in the Interior Department Appropriation Act, 1948, may be utilized for additional payments to the Boulder City school district for the school year 1947-1948, to carry out the purposes of said Public Law 528. Said payments for dependents of those employees of the Bureau of Reclamation directly employed in the construction, operation, and maintenance of the project shall be deemed a part of the cost of operation and maintenance of said project under section 1 (a) of the Boulder Canyon Project Adjustment Act (Act of July 19, 1940, 54 Stat. 774). Other such payments shall be deemed nonproject costs. The Secretary shall submit to the Appropriations Committees annually a justification showing all investments and expenditures made or proposed out of the Colorado River dam fund, for the joint use of the project and of other Federal activities at or near Boulder City. In the proportion that such investments and expenditures were or shall be for the use of such other Federal activities and not related to the construction, operation, or maintenance of the project they shall be deemed nonproject investments and expenditures. The obligation under the provision of section 2 of the said Act to repay to the United States Treasury advances and readvances to the Colorado River dam fund which obligation is made the basis for computation of rates under the provisions of section 1 of said Act, shall be diminished in the amount that nonproject investments or expenditures are or have been made from said fund and the rates computed pursuant to said section 1 of said Act shall reflect such diminution.

COLORADO RIVER DEVELOPMENT FUND

43 U. S. C. § 618a;
Supp. II, § 618a.

Colorado River development fund (expenditure account): For investigations of projects for the utilization of waters of the Colorado River system in the four States of the upper division, as authorized by section 2 of the Boulder Canyon Project Adjustment Act, approved July 19, 1940 (54 Stat. 774), \$500,000 from the Colorado River development fund (holding account), to remain available until expended: *Provided*, That the existence of this appropriation item shall not pre-

clude the use in any part of the States of the Colorado River Basin of funds appropriated for general investigations: *Provided further*, That no part of this appropriation shall be available for the preparation of any comprehensive plan or project report the construction estimates for which are not based upon current construction prices and costs.

No part of any appropriation for the Bureau of Reclamation, contained in this or any prior Act, which represents amounts earned under the terms of a contract but remaining unpaid, shall be obligated for any other purpose, regardless of when such amounts are to be paid: *Provided*, That the incurring of any obligation prohibited by this paragraph shall be deemed a violation of section 665 of title 31 of the United States Code.

Restriction on certain obligations.

Not exceeding 12 per centum of the construction appropriation for the Bureau of Reclamation for any project contained in this Act shall be available for construction work by force account and on a hired-labor basis; except that not to exceed \$225,000 may on approval of the Commissioner be expended for construction work by force account on any one project when the work is unsuitable for contract or when excessive bids are received; and except in cases of emergencies local in character, so declared by the Commissioner.

Construction work by force account, etc.

The Departments of Air Force, Army, and Navy, the Civil Aeronautics Administration, and the War Assets Administration are authorized during the fiscal year 1950 to transfer to the Bureau of Reclamation aircraft engines, parts, accessories, and other aircraft equipment, materials and supplies, surplus to the needs of such agencies, as may be required by said Bureau of Reclamation, such transfers to be without charge therefor.

Transfer of surplus aircraft engines, etc.

GEOLOGICAL SURVEY

For salaries and expenses necessary for the Geological Survey, including personal services in the District of Columbia; purchase (not to exceed one hundred and thirty-eight, of which ninety-three shall be for replacement only) and hire of passenger motor vehicles and the maintenance and operation of aircraft; exchange of unserviceable passenger and freight vehicles as part payment for new freight vehicles; and printing and binding and the purchase of reprints; as follows:

Salaries and expenses: For personal services in the District of Columbia, and other expenses, \$343,000;

Topographic surveys: For topographic surveys in the United States, Alaska, the Virgin Islands, and Puerto Rico, \$5,750,000, of which not to exceed \$658,333 may be expended for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be expended in cooperation with States or municipalities except upon the basis of the State or municipality bearing all of the expense incident thereto in excess of such an amount as is necessary for the Geological Survey to perform its share of standard topographic surveys, such share of the Geological Survey in no case exceeding 50 per centum of the cost of the survey: *Provided further*, That \$700,000 of this amount shall be available only for such cooperation with States or municipalities;

Cooperation with States, etc.

Amount available.

Geologic surveys: For geologic surveys in the United States and chemical and physical researches relative thereto, including the printing of geologic reports, \$3,500,000, of which not to exceed \$850,000 may be expended for personal services in the District of Columbia;

Mineral resources of Alaska: For investigation of the mineral resources of Alaska, \$500,000, of which not to exceed \$97,500 may be expended for personal services in the District of Columbia;

Gaging streams: For gaging streams and determining the water supply of the United States, its Territories and possessions, investigating underground currents and artesian wells and methods of utilizing the water resources, \$4,125,000, of which not to exceed \$10,000 may be expended for acquiring lands at gaging stations, and not to exceed \$359,450 may be expended for personal services in the District of Columbia: *Provided*, That no part of this appropriation shall be expended in cooperation with States or municipalities except upon the basis of the State or municipality bearing all of the expense incident thereto, in excess of such an amount as is necessary for the Geological Survey to perform its share of general water resource investigations, such share of the Geological Survey in no case exceeding 50 per centum of the cost of the investigation: *Provided further*, That \$2,940,000 of this amount shall be available only for such cooperation with States or municipalities: *Provided further*, That no part of the funds appropriated in this paragraph shall be used for the payment, directly or indirectly, for the drilling of water wells for the purpose of supplying water for domestic use: *Provided further*, That not to exceed \$10,000 of this appropriation shall be available for payment of the compensation and expenses of the person appointed by the President pursuant to the Act of April 19, 1945 (Public Law 34), to participate as the representative of the United States in the negotiation of a compact between the States of Colorado and Kansas relative to the division of the waters of the Arkansas River and its tributaries, and for the payment of compensation and expenses of the person appointed by the President to participate as the representative of the United States in the administration of said compact as approved by the Congress (Public Law 82, Eighty-first Congress): *Provided further*, That, notwithstanding the provisions of any other law to the contrary, the President is authorized to appoint a retired officer of the Army as such representative without prejudice to his status as a retired Army officer who shall receive such compensation and expenses in addition to his retired pay;

Cooperation with States, etc.

Amount available.

Compact between Colo. and Kans.

59 Stat. 53.

Ante, p. 145.
Appointment of retired Army officer.

Classification of lands: For the examination and classification of lands with respect to mineral character and water resources as required by the public land laws and for related administrative operations; for the preparation and publication of mineral-land classification and water-resources maps and reports; for engineering supervision of power permits and grants under the jurisdiction of the Secretary; and for performance of work for the Federal Power Commission, \$320,000, of which not to exceed \$80,000 may be expended for personal services in the District of Columbia;

38 Stat. 742.
41 Stat. 437, 1363.
61 Stat. 914.
30 U. S. C., Supp. II, § 352.

Mineral leasing: For the enforcement of the provisions of the Acts of October 20, 1914 (48 U. S. C. 435), February 25, 1920 (30 U. S. C. 181), as amended, March 4, 1921 (48 U. S. C. 444), August 7, 1947 (30 U. S. C. 352), and other Acts relating to the mining and recovery of minerals on Indian, acquired and public lands and naval petroleum reserves, and for necessary related operations; and for every expense incident thereto, including supplies, equipment, travel, and the construction, maintenance, and repair of necessary camp buildings and appurtenances thereto, \$725,000, of which not to exceed \$85,000 may be expended for personal services in the District of Columbia;

60 Stat. 810.
Availability of funds.

Engraving and printing maps: For engraving and printing geologic and topographic maps, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$725,000;

62 Stat. 1134.

Revolving fund: The funds appropriated under the subhead "Cooperative advance, Geological Survey", in the Interior Department Appropriation Act, 1949, are hereby continued available for

establishing a revolving fund which shall be available, without fiscal-year limitation, exclusively for transfer to the single fund appropriation for the Geological Survey to cover obligations arising from authorized reimbursable services, pending receipt of reimbursements from cooperating agencies: *Provided*, That amounts so transferred shall be returned to the revolving fund not later than six months after the close of the fiscal year in which transferred.

During the current fiscal year the head of any department or independent establishment of the Government having funds available for scientific and technical investigations within the scope of the functions of the Geological Survey may, with the approval of the Secretary, transfer to the Geological Survey such sums as may be necessary therefor, which sums so transferred may be expended for the same objects and in the same manner as sums appropriated herein may be expended: *Provided*, That not to exceed 5 per centum of any of the appropriations for the Geological Survey may be transferred to any other of such appropriations, but no appropriation shall be increased more than 5 per centum thereby. Any such transfer shall be reported to Congress in the annual budget;

In the event that the Director of the Geological Survey deems it advantageous to the Government, the Geological Survey is authorized to contract for the furnishing of topographic maps made from aerial photographs, or for the making of geophysical or other specialized surveys: *Provided*, That the foregoing amounts for the Geological Survey shall be available in one fund.

The Geological Survey is hereby authorized to acquire by transfer without exchange of funds, for one year beginning July 1, 1949, from executive departments or independent establishments, equipment, materials, and supplies of all kinds, with an appraised value of not to exceed \$150,000 from the surplus stores of these agencies: *Provided*, That the authorization in this paragraph shall not be construed to deny to veterans the priority accorded to them in obtaining surplus property under Public Law 375, approved May 3, 1946.

BUREAU OF MINES

Salaries and expenses: For expenses necessary for the general administration of the Bureau of Mines, including \$103,500 for personal services in the District of Columbia, and printing and binding, including the purchase of reprints of scientific and technical articles published in periodicals and journals, \$158,000.

Operating mine-rescue cars and stations and investigation of mine accidents: For expenses necessary for the investigation and improvement of mine-rescue and first-aid methods and appliances and the teaching of mine safety, rescue, and first-aid methods; investigations as to the causes of mine explosions, causes of falls of roof and coal, methods of mining, especially in relation to the safety of miners, the possible improvement of conditions under which mining operations are carried on, the use of explosives and electricity, the prevention of accidents, statistical studies and reports relating to mine accidents, and other investigations pertinent to the mining industry; including the construction of temporary buildings; equipment and supplies; printing and binding; travel expenses of employees in attendance at meetings and conferences held for the purpose of promoting safety and health in the mining and allied industries; and not to exceed \$106,000 for personal services in the District of Columbia, \$1,200,000, of which not to exceed \$500 may be expended for the purchase and bestowal of certificates and trophies in connection with mine-rescue and first-aid work.

Cooperative work on scientific, etc., investigations.

Transfer of funds.

Interchange of amounts.

Report to Congress.

Contracts for maps, etc.

Transfer of surplus supplies, etc.

60 Stat. 168.
50 U. S. C. app.
§§ 1621, 1622, 1625, 1627;
Supp. II, §§ 1622, 1627.
Ante, pp. 399, 700,
701.

41 U. S. C. § 5.
Ante, p. 403.

Acceptance of con-
tributions, etc.

Payment by private
property owners.

55 Stat. 177.
30 U. S. C., Supp.
II, § 4f note.

Vehicles.

Recommendations
to Government agen-
cies.

60 Stat. 810.

62 Stat. 85.
30 U. S. C., Supp.
II, §§ 401-404.

62 Stat. 1136.

Control of fires in inactive coal deposits: For expenses, without regard to section 3709, Revised Statutes, as amended, necessary to enable the Bureau of Mines to investigate, control, and extinguish, on public lands and with the consent of the owner on private lands, fires in inactive coal deposits in the United States and its possessions, including emergency and temporary contracts for personal services and hire of vehicles and equipment necessary for the purposes of this appropriation; printing and binding; including the employment of personnel without regard to civil-service requirements, and not to exceed \$17,500 for personal services in the District of Columbia; \$500,000: *Provided*, That the Director is authorized to accept money, lands, buildings, equipment, and other contributions from public or private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private: *Provided further*, That the said Director is hereby authorized and directed to make suitable arrangements with owners of private property or with a State or its subdivisions for payment of a sum equal to one-half the amount of expenditure to be made for control or extinguishment from funds provided under the authorization of this Act except that expenditure of Federal funds for this purpose in any privately owned operating coal mine shall be limited to investigation and supervision.

Coal-mine inspections and investigations: For expenses necessary to enable the Bureau of Mines to perform the duties imposed upon it by the Act of May 7, 1941 (30 U. S. C. 4f); including not to exceed \$167,000 for personal services in the District of Columbia; purchase in the District of Columbia and elsewhere of furniture and equipment, stationery and supplies; printing and binding; operation, maintenance, and repair of motor-propelled trucks and other motor vehicles for official use and in transporting employees between their homes and temporary locations where they may be employed and expenses of employees in attendance at meetings and conferences held for promoting safety and health in the coal-mining industry; \$2,700,000.

Testing fuel: For expenses necessary to conduct inquiries and scientific and technologic investigations concerning the mining, preparation, treatment, and use of mineral fuels, and for investigation of mineral fuels belonging to or for the use of the United States, with a view to their most efficient utilization; to recommend to various departments such changes in selection and use of fuel as may result in greater economy, and, upon request of the Director of the Bureau of the Budget, to investigate the fuel-burning equipment in use by or proposed for any of the departments, establishments, or institutions of the United States in the District of Columbia, including printing and binding; and not to exceed \$112,000 for personal services in the District of Columbia; \$621,000.

Anthracite mining investigations: For expenses necessary to conduct inquiries and scientific and technologic investigations concerning the mining, preparation, treatment, and use of anthracite coals; the employment of personnel without regard to civil-service requirements; not to exceed \$25,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); including items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; printing and binding; and not to exceed \$32,100 for personal services in the District of Columbia; \$420,000.

Lignite research laboratory: For completing the construction and equipment of a lignite research laboratory at Grand Forks, North Dakota, as authorized by the Act of March 25, 1948 (Public Law 454), including not to exceed \$7,500 for personal services in the District of Columbia; \$550,000, to remain available until expended for payment of obligations incurred pursuant to authority granted under this head in the Interior Department Appropriation Act, 1949.

Anthracite research laboratory: The Director of the Bureau of Mines is authorized to enter into contracts (not to exceed \$300,000) for the completion of construction and equipment of the anthracite research laboratory at Schuylkill Haven, Pennsylvania.

Schuylkill Haven,
Pa.

Synthetic liquid fuels: For expenses, without regard to section 3709, Revised Statutes, as amended, necessary to carry into effect the Act authorizing the construction and operation of demonstration plants to produce synthetic liquid fuels from coal, oil shales, agricultural and forestry products, and so forth, approved April 5, 1944 (30 U. S. C. 321-325), as amended, including construction and acquirement of camp and laboratory buildings and equipment, personal services in the District of Columbia (not exceeding \$175,000); printing and binding; and purchase in the District of Columbia and elsewhere of items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior", \$9,750,000, to remain available until expended: *Provided*, That these funds may be utilized to provide transportation between the plants and related facilities and communities that provide adequate living accommodations of persons engaged in the operation and maintenance of these plants; and for transportation to and from schools of pupils who are dependents of such persons: *Provided further*, That pursuant to agreements approved by the Secretary, the transportation equipment available to the Bureau of Mines may be pooled with that of school districts and other local or Federal agencies for use in transporting persons engaged in operation and maintenance of these plants, pupils who are dependents of such persons, and other pupils, and in the interest of economy the expenses of operating such equipment may be shared.

41 U. S. C. § 5.
Ante, p. 403.

58 Stat. 190.
30 U. S. C., Supp.
II, § 321.

Transportation.

Pooling of equip-
ment.

Mineral mining investigations: For scientific and technologic investigations concerning the mining, preparation, treatment, and utilization of ores and mineral substances, other than fuels, with a view to improving health conditions and increasing safety, efficiency, and economy in the mining, quarrying, metallurgical, and other mineral industries; including all equipment, supplies, expenses of travel, printing and binding, and not to exceed \$44,300 for personal services in the District of Columbia, \$420,000: *Provided*, That no part of this appropriation may be expended for an investigation in behalf of any private party.

Restriction.

Investigation and development of domestic mineral deposits, except fuels: For expenses necessary to enable the Bureau of Mines to investigate, develop, and experimentally mine, on public lands and with the consent of the owner on private lands, deposits of minerals in the United States and its possessions, including surface and subsurface investigations, laboratory tests, the construction, maintenance, and repair of necessary camp buildings, core and equipment storage facilities, mining structures and appurtenances, the lease of lands or buildings; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and not to exceed \$60,000 for personal services in the District of Columbia; \$2,000,000: *Provided*, That the Director of the Bureau of Mines, for the purposes of this appropriation, is authorized to accept lands, buildings, equipment, and other contributions from public or private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private.

60 Stat. 810.

Acceptance of lands,
etc.

Drainage tunnel, Leadville, Colorado: To enable the Bureau of Mines to extend and operate the present Leadville, Colorado, drainage tunnel for the purpose herein authorized or by Public Law 133 of the Seventy-eighth Congress, \$250,000, and in addition the Secretary is authorized to enter into contracts in an amount not to exceed \$250,000.

57 Stat. 484.
Contract authority.

Ante, p. 766.
Cooperation in in-
vestigations.

Coal investigations: For expenses necessary to enable the Bureau of Mines to investigate known coal deposits in the United States and its possessions; including purchase of items otherwise properly chargeable to the appropriation, "Contingent expenses, Department of the Interior"; printing and binding; and not to exceed \$51,200 for personal services in the District of Columbia; \$261,000: *Provided*, That the Director of the Bureau of Mines is authorized to carry on such investigations in cooperation with other agencies, Federal, State, or private.

Ante, p. 766.

Oil and gas investigations: For inquiries and investigations and dissemination of information concerning the mining, preparation, treatment, and utilization of petroleum and natural gas, and for every expense incident thereto, including purchase in the District of Columbia and elsewhere of other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; and printing and binding; \$690,000, of which not to exceed \$48,800 may be expended for personal services in the District of Columbia.

38 Stat. 959.

Mining experiment stations: For personal services, printing and binding, and other expenses in connection with the construction, establishment, maintenance, and operation of mining experiment stations, as provided in the Act of March 3, 1915 (30 U. S. C. 8), \$1,400,000, of which not to exceed \$46,000 may be expended for personal services in the District of Columbia.

Ante, p. 766.
Acceptance of lands,
etc.

Metallurgical research and pilot plants: For expenses necessary to enable the Bureau of Mines to conduct laboratory, pilot plant, and demonstration plant tests to establish methods for more effectively utilizing the mineral resources in the United States and its possessions, including the lease of lands or buildings; research on and development of processes for production and utilization of metals and nonmetallic minerals; construction of buildings to house laboratories, pilot plants, and demonstration plants; and other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; printing and binding; and not to exceed \$52,600 for personal services in the District of Columbia; \$1,810,000: *Provided*, That the Director of the Bureau of Mines, for the purposes of this appropriation, is authorized to accept lands, buildings, equipment, and other contributions from public or private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private.

Pittsburgh and
Bruceton, Pa.

Buildings and grounds, Pittsburgh, Pennsylvania: For care and maintenance of buildings and grounds at Pittsburgh and Bruceton, Pennsylvania, including personal services, and other expenses requisite for and incident thereto, including not to exceed \$42,000 for additions and improvements, \$260,000.

Ante, p. 766.

Economics of mineral industries: For investigations, and the dissemination of information concerning the economic problems of the mining, quarrying, metallurgical, and other mineral industries, with a view to assuring ample supplies and efficient distribution of the mineral products of the mines and quarries, including studies, and reports relating to uses, reserves, production, distribution, stocks, consumption, prices, and marketing of mineral commodities and primary products thereof; preparation of the reports of the mineral resources of the United States, including special statistical inquiries; printing and binding; purchase of furniture and equipment; stationery and supplies; other items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; and other necessary expenses not included in the foregoing, \$950,000, of which not to exceed \$792,250 may be expended for personal services in the District of Columbia.

Helium utilization and research: For expenses necessary to conduct inquiries and scientific and technologic investigations concerning

resources, production, repurification, storage, and utilization of helium, independently or in cooperation with other agencies, public or private; including purchase of items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior"; \$97,500, of which not to exceed \$10,700 may be expended for personal services in the District of Columbia.

Ante, p. 766.

Transfer of funds.

Helium production and investigations: The sums made available for the current fiscal year in the Acts making appropriations for the Departments of the Air Force, Army, and Navy for the acquisition of helium from the Bureau of Mines shall be transferred to the Bureau of Mines on July 1 of said fiscal year, for operation and maintenance of the plants for the production of helium for military and naval purposes, including the purchase in the District of Columbia and elsewhere of items otherwise properly chargeable to the appropriation "Contingent expenses, Department of the Interior" (not exceeding \$5,000); printing and binding; and \$61,800 for personal services in the District of Columbia: *Provided*, That section 3709, Revised Statutes, as amended, shall not be construed to apply to this appropriation, or to the appropriation for development and operation of helium properties (special fund) in section 3 (c) of the Act of September 1, 1937 (50 U. S. C. 164): *Provided further*, That funds available for the production of helium and the development of helium properties may be utilized to provide transportation between helium plants and related facilities and communities that provide adequate living accommodations of persons engaged in the operation and maintenance of helium plants; and for transportation to and from schools of pupils who are dependents of such persons: *Provided further*, That pursuant to agreements approved by the Secretary, the transportation equipment available to the Bureau of Mines may be pooled with that of school districts and other local or Federal agencies for use in transporting persons engaged in operation and maintenance of helium plants, pupils who are dependents of such persons, and other pupils, and in the interest of economy the expenses of operating such equipment may be shared.

Ante, p. 766.

41 U. S. C. § 5.
Ante, p. 403.

50 Stat. 886.
Transportation.

Pooling of equipment.

During the current fiscal year the head of any department or independent establishment of the Government having funds available for scientific investigations within the scope of the functions of the Bureau of Mines may, with the approval of the Secretary, transfer to the Bureau such sums as may be necessary therefor, which sums so transferred may be expended for the same objects and in the same manner as sums appropriated herein may be expended.

Scientific investigations.

The Federal Security Administrator may detail medical officers of the Public Health Service for cooperative health, safety, or sanitation work with the Bureau of Mines, and the compensation and expenses of the officers so detailed may be paid from the applicable appropriations made herein for the Bureau of Mines.

Detail of medical officers.

The Bureau of Mines is authorized, during the current fiscal year, to sell directly or through any Government agency, including corporations, any metal or mineral product that may be manufactured in pilot plants operated from funds appropriated to the Bureau of Mines, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts.

Sale of mineral products.

Appropriations in this Act to the Bureau of Mines shall be available for the purchase (not to exceed one hundred and fifty-one, of which one hundred and thirty-seven shall be for replacement only) and hire of passenger motor vehicles.

Not to exceed \$50,000 of any available funds of the Bureau of Mines may be expended for reconstruction, replacement, and repair of buildings and utilities, and equipment under the jurisdiction of the Bureau

Emergency reconstruction, etc.

of Mines damaged or destroyed by fire, flood, storm, or other unavoidable causes.

62 Stat. 1139.
Transfer of portion
of Ft. Douglas Military
Reservation,
Utah.

The last paragraph under the head "Bureau of Mines" in the Interior Department Appropriation Act, 1949, is amended to read as follows: "The Department of the Army is authorized to transfer to the Department of the Interior, for the use of the Bureau of Mines, without compensation therefor, full jurisdiction, possession, and control of a parcel of ten acres, more or less, from that portion of Fort Douglas Military Reservation in the county of Salt Lake, State of Utah, which lies directly north and east of the site of the Bureau of Mines Intermountain Experiment Station and is described substantially as follows: All of that parcel of land bounded on the north by the southerly margin of Fort Douglas Boulevard; bounded on the west by the easterly margin of Fifteenth East Street extended and by a line running south from Monument Numbered 6, Fort Douglas Military Reservation, Utah, a distance of four hundred and eighty feet, to a point in line with the southerly margin of the five-acre tract at present occupied by the Department of the Interior, Bureau of Mines, bounded on the south by a line running east from said point in line with the southerly margin of said Bureau of Mines property, and by a line running west from Monument Numbered 6, Fort Douglas Military Reservation; and bounded on the east by a north and south line so located as to make the total enclosed area approximately ten acres."

NATIONAL PARK SERVICE

Salaries and expenses: For expenses, including personal services in the District of Columbia, necessary for the general administration of the National Park Service, including printing and binding, \$856,000.

Regional offices: For expenses of regional offices, including printing and binding, \$750,000.

National parks: For administration, protection, maintenance, and improvement of national parks, including necessary protection of the area of federally owned land in the custody of the National Park Service known as the Ocean Strip and Queets Corridor, adjacent to Olympic National Park, Washington, and printing and binding, \$4,525,000.

National monument, historical, and military areas: For administration, protection, maintenance, improvement, and preservation of national monuments, historical parks, memorials, historic sites, military parks, battlefields, and cemeteries, including not exceeding \$308 for right-of-way easements across privately owned railroad lands necessary for supplying water to the Statue of Liberty National Monument, printing and binding, and the maintenance of structures on the former Cape Hatteras Light Station Reservation within the Cape Hatteras National Seashore Recreational Area project, \$2,150,000.

Recreational areas: For administration, protection, maintenance, and improvement, pursuant to cooperative agreements, of reservoir areas devoted to recreational use which are under the jurisdiction of other Federal agencies, including printing and binding, \$227,800.

Emergency reconstruction and fighting forest fires: For reconstruction, replacement, and repair of roads, trails, bridges, buildings, and other physical improvements and of equipment in areas under the jurisdiction of the National Park Service that are damaged or destroyed by flood, fire, storm, or other unavoidable causes, and for fighting or emergency prevention of forest fires in areas administered by the National Park Service, or fires that endanger such areas, including lands in process of condemnation for national park or monument purposes, \$30,000, together with such sums as may be necessary to be

Transfer of funds.

transferred from the foregoing appropriations for the National Park Service, any such diversions of appropriations to be reported to Congress in the annual Budget: *Provided*, That the unexpended balance of the appropriation under this head in the First Deficiency Appropriation Act, 1948, shall remain available until June 30, 1950.

The total of the foregoing amounts shall be available in one fund for the National Park Service: *Provided*, That 5 per centum of the foregoing amounts shall be available interchangeably and any such diversion of funds shall be reported to Congress in the annual Budget.

Investigation and purchase of water rights: For the investigation and establishment of water rights, including the acquisition thereof or of lands or interests in lands or rights-of-way for use and protection of water rights necessary or beneficial in the administration and public use of areas under the jurisdiction of the National Park Service, and printing and binding, to remain available until expended, \$15,000.

Recreational demonstration areas: For administration, protection, operation, and maintenance of recreational demonstration areas, including printing and binding, \$20,000.

Salaries and expenses, National Capital Parks: For administration, protection, maintenance, and improvement of the Arlington Memorial Bridge, George Washington Memorial Parkway, monuments and memorials in the District of Columbia and area adjacent thereto, Lee Mansion, Battleground National Cemetery, Prince William Forest Park, Chesapeake and Ohio Canal, Federal parks in the District of Columbia, and other Federal lands authorized by the Act of May 29, 1930 (46 Stat. 482), including the pay and allowances in accordance with the provisions of the Act of May 27, 1924 (43 Stat. 174), as amended, of the United States park police force, purchase of revolvers and ammunition, purchase, cleaning, and repair of uniforms for police, guards, and elevator conductors, and equipment, per diem employees at rates of pay approved by the Secretary not exceeding current rates for similar services in the District of Columbia, stenographic reporting service, carfare, printing and binding, and newspapers (not to exceed \$100), \$1,050,000.

For investigations and studies (exclusive of the preparation of detailed plans and working drawings) of the recreational resources and for the survey and excavation of archeological resources in the river basins of the United States (except the Missouri River Basin and in areas under the primary jurisdiction of the National Park Service), including personal services in the District of Columbia, and printing and binding, \$180,000.

Acquisition of lands: For the acquisition of privately owned lands or interests therein within the authorized boundaries of established areas under the jurisdiction of the National Park Service, and for the acquisition of lands for the Mammoth Cave National Park as authorized by the Act of June 30, 1948 (Public Law 851), including expenses incidental thereto, personal services in the District of Columbia, printing and binding, and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$300,000, to remain available until expended, and, in addition, the Secretary is authorized to expend not to exceed \$60,000 of the unexpended balance of funds appropriated pursuant to the Act of February 12, 1938 (16 U. S. C. 403j), for acquisition on behalf of the United States of lands and interests in lands in order to carry out the purpose of the Act of February 22, 1944 (16 U. S. C. 403h-11).

Independence National Historical Park, Pennsylvania: For expenses necessary to carry out the provisions of the Act of June 28, 1948 (Public Law 795), for establishing a national historical park in Philadelphia, Pennsylvania, including printing and binding, and expenditures authorized in section 6 of said Act, \$500,000, to remain

Report to Congress.

62 Stat. 222.

Interchange of amounts.

Report to Congress.

National Capital Parks.

D. C. Code §§ 8-102, 8-106 notes.
D. C. Code § 4-201 et seq.

Studies of recreational resources, etc.

62 Stat. 1165.
16 U. S. C., Supp. II, § 404c-11.

60 Stat. 810.

52 Stat. 29.

58 Stat. 19.

62 Stat. 1061.
16 U. S. C., Supp. II, §§ 407m-407r.
62 Stat. 1062.
16 U. S. C., Supp. II, § 407r.

Contract authority. available until expended, and, in addition, the Secretary is authorized to incur obligations and enter into contracts, not exceeding a total of \$3,935,000, for the acquisition of lands for purposes of the Independence National Historical Park.

37 Stat. 460. Parkways, National Park Service: For continuing the construction and maintenance of the Blue Ridge, Natchez Trace, George Washington Memorial, Colonial, and Foothills Parkways, including printing and binding, personal services in the District of Columbia, and the construction, repair, or rehabilitation of buildings and utilities without regard to the Act of August 24, 1912, as amended (16 U. S. C. 451), \$7,500,000, to remain available until expended, of which \$5,180,000 shall be for the payment of obligations granted under this head in the Interior Department Appropriation Act, 1942, and the Interior Department Appropriation Act, 1949, and, in addition, the Secretary is hereby authorized to incur obligations and enter into contracts, not exceeding a total of \$1,750,000, for the construction of the Blue Ridge, Natchez Trace, George Washington Memorial, Colonial, and Foothills Parkways.

62 Stat. 1107. Roads and trails, National Park Service: For the construction, reconstruction, improvement, and maintenance of roads and trails, as authorized by section 4a of the Act of June 29, 1948 (Public Law 834), including printing and binding, and personal services in the District of Columbia, \$7,500,000, to remain available until expended, and, in addition, the Secretary is hereby authorized to incur obligations and enter into contracts, not exceeding \$3,250,000, for the purposes authorized in section 4a of said Act.

Construction of buildings, etc. Physical improvements, National Park Service: For the construction, reconstruction, and improvement of buildings and utilities not otherwise provided for, without regard to the Act of August 24, 1912, as amended (16 U. S. C. 451), and for carrying out the provisions of the Act of March 5, 1948 (Public Law 434), including printing and binding, and personal services in the District of Columbia, \$3,847,000 (no part of which shall be available for obligation or expenditure with respect to the site known as Castle Clinton, situated in Battery Park, New York City, until title, including rights of ingress and egress, thereto satisfactory to the Attorney General of the United States is vested in the United States), to remain available until expended.

Availability of appropriations. Appropriations herein made for the national parks, national monuments, and other reservations under the jurisdiction of the National Park Service, shall be available for the giving of educational lectures therein and vicinity; for the services of field employees in cooperation with such nonprofit scientific and historical societies engaged in educational work in the various parks and monuments as the Secretary may designate; for travel expenses of employees attending Government camps for training in forest-fire prevention and suppression and the Federal Bureau of Investigation National Police Academy, and attending Federal, State, or municipal schools for training in building fire prevention and suppression; for necessary local transportation and subsistence in kind of persons selected for employment or as cooperators, serving without other compensation while attending fire-protection training camps; and for official telephone service in the field in the case of official telephones installed in private houses when authorized under regulations established by the Secretary.

Contract authority. Appropriations herein made to the National Park Service for roads and trails shall be available for entering into contracts, without regard to section 3709 of the Revised Statutes (41 U. S. C. sec. 5), with States, political subdivisions, local governmental units, or agencies of the foregoing, for the performance of road construction or maintenance

Ante, p. 403.

Telephone service in the field.

work or for furnishing materials, supplies, equipment, or services of any kind in connection with such work.

Appropriations available to the National Park Service shall be available for the purchase (not to exceed thirty-seven for replacement only) and hire of passenger motor vehicles.

Vehicles.
Post, p. 981.

FISH AND WILDLIFE SERVICE

SALARIES AND EXPENSES

For expenses necessary in conducting investigations and carrying out the work of the Service, including cooperation with Federal, State, county, or other agencies or with farm bureaus, organizations, or individuals, as follows:

General administrative expenses: For general administrative purposes, including personal services in the District of Columbia, \$287,000.

Propagation of food fishes: For maintenance, repair, alteration, improvement, equipment, and operation of fish-cultural stations, including the erection of necessary buildings and other structures; propagation and distribution of food fishes and fresh-water mussels; development, recommendation, and application of means, including the construction of devices, to assure natural propagation and maximum survival of hatchery and other fishes; purchase, collection, and transportation of specimens and other expenses incidental to the maintenance and operation of aquaria, \$2,696,500, including not to exceed \$59,500 for continuing the construction of fish cultural facilities on lands owned by the State of South Dakota, and including not to exceed \$66,000 for repair of flood damage and rehabilitation of fish cultural facilities at Warm Springs, Georgia.

Post, p. 981.

Investigations respecting food fishes: For investigations and studies into the cause of the decrease of food fishes, and other aquatic and plant resources, in connection therewith, and of means of securing a maximum sustained yield from such resources, including not to exceed \$276,000 to carry out the provisions of the joint resolution of August 8, 1946, Public Law 672, as amended by section 3 of the Act of August 18, 1949, Public Law 249; the design, development, testing and improvement of fish protective devices, including screens and fishways, and determining the requirements for fishways and other fish protective devices at dams constructed under licenses issued by the Federal Power Commission; maintenance, repair, improvement, equipment, and operation of fishery-experiment and biological stations; the construction of salmon-counting weirs, and the improvement of salmon-spawning streams in Alaska; \$1,546,000, and in addition, the Secretary is authorized to incur obligations and enter into contracts for additional work, materials, and equipment in an amount not exceeding a total of \$50,000.

Post, p. 981.

60 Stat. 930.
16 U. S. C. §§ 921-
923.
Ante, p. 616.

Commercial fisheries: For collection and compilation of fishery statistics and related information; conducting investigations and studies of methods and means of capture, preservation, utilization, and distribution of fish and aquatic plants and products thereof, including investigation, study and research with respect to the utilization of packed sardines and the development of methods and procedures which should be employed in improving the quality and appearance of packed sardines; maintenance, repair, alteration, improvement, equipment, and operation of laboratories and vessels; and enforcing the applicable provisions of the Act authorizing associations of producers of aquatic products (15 U. S. C. 521); including contract stenographic reporting services, \$510,000.

Post, p. 981.

Packed sardines.

48 Stat. 1213.

Investigation, exploration, and development of Pacific fisheries: For expenses necessary to carry out the provisions of the Act of

61 Stat. 726.
16 U. S. C., Supp.
II, §§ 758-758d.

60 Stat. 810.

60 Stat. 218.

62 Stat. 1143.

58 Stat. 100.
16 U. S. C., Supp.
II, § 631r.

58 Stat. 102.

46 Stat. 845.
16 U. S. C., Supp.
II, §§ 851-855.
49 Stat. 1246.

61 Stat. 511.
16 U. S. C., Supp.
II, §§ 776-776f.
3 CFR 1947 Supp.,
p. 168.

45 Stat. 701.
16 U. S. C. § 581d.

46 Stat. 1468.
Pocatello, Idaho,
depot and laboratory.

49 Stat. 1913.

40 Stat. 755.
16 U. S. C., Supp.
II, § 704 note.

54 Stat. 250.
16 U. S. C., Supp.
II, § 668d.

August 4, 1947 (Public Law 329), authorizing the exploration, investigation, development, and maintenance of the fishery resources and the development of the high-seas fishing industry of the Territories and island possessions of the United States in the tropical and subtropical Pacific Ocean, and intervening areas; temporary services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); employment of officers and crews of vessels in accordance with policies and wage scales approved by the Secretary pursuant to the provisions of section 606 of the Federal Employees' Pay Act of 1946 (5 U. S. C. 946); and payment of subsistence allowances to officers and crews of vessels at rates approved by the Secretary; \$900,000, together with the unobligated balance of the appropriation under this head in the Interior Department Appropriation Act, 1949.

Fishery market news service: For collecting, publishing, and distributing, by telegraph, mail, or otherwise, information on the fishery industry, market supply and demand, commercial movement, location, disposition, and market prices of fishery products, \$158,500.

Protection of Alaska fur seals: For carrying out the provisions of the Fur Seal Act of February 26, 1944 (16 U. S. C. 631a-631r), as amended, including the development and utilization of the products of the fur seal and other wildlife resources of the Pribilof Islands, \$481,300.

Alaska fur-seal investigations: For investigations of Alaska fur seals pursuant to the Act of February 26, 1944 (16 U. S. C. 631i), \$37,400.

Enforcement of Black Bass, Whaling Treaty, and Sockeye Salmon Acts: For enforcement of the Act of July 2, 1930, as amended, and the Act of May 1, 1936 (16 U. S. C. 851-855, 901-915); and for carrying out the provisions of the Act of July 29, 1947 (Public Law 255), and of Executive Order Numbered 9892; \$43,600.

Wildlife resources and management investigations: For investigations of wild game, wild fur animals, and other wildlife resources, causes of their depletion, and of means of securing a maximum sustained yield therefrom; for investigations of the relations of wild animal life to forests, under section 5 of the Act approved May 22, 1928 (16 U. S. C. 581); for investigations of damage by birds to agricultural and horticultural crops, and developing and applying methods for control of such damage; and for investigations of the wildlife resources of the Territory of Alaska, \$367,000.

Control of predatory animals and injurious rodents: For investigations and demonstrations in destroying animals injurious to agriculture, horticulture, forestry, animal husbandry, and wild game, and in protecting stock and other domestic animals through the suppression of rabies and other diseases in predatory wild animals as authorized by law (7 U. S. C. 426), including not to exceed \$3,000 for the purchase of printed bags, tags, and labels; and for repairs, additions, and installations in and about the grounds and buildings of the game-management supply depot and laboratory at Pocatello, Idaho, including purchase, transportation, and handling of supplies and materials for distribution from said depot to other projects, in accordance with the provisions of the Act approved June 24, 1936 (16 U. S. C. 667), \$1,080,000.

Protection of migratory birds: For the enforcement of the Migratory Bird Treaty Act of July 3, 1918, as amended, to carry into effect the treaty with Great Britain and the convention between the United States and the United Mexican States (16 U. S. C. 703-711); for cooperation with local authorities in the protection of migratory birds, including necessary investigations; for the enforcement of the Act for the protection of the bald eagle (16 U. S. C. 668-668d); for the enforcement of sections 241-244 of the Act approved March 4, 1909,

as amended (18 U. S. C. 391-394), and for the enforcement of section 1 of the Act approved May 25, 1900 (16 U. S. C. 701), including necessary investigations, \$388,000, of which not to exceed \$10,000 may be expended in the discretion of the Secretary for the purpose of securing information concerning violations of the laws for the enforcement of which this appropriation is made available.

Alaska fisheries and game: For carrying out the provisions of the Acts of June 26, 1906, and June 6, 1924 (48 U. S. C. 221-246), and Acts amendatory thereof and supplementary thereto, relating to fisheries, and the Act of July 1, 1943 (48 U. S. C. 192-211), as amended, relating to game, including the construction, improvement, repair, and alteration of buildings, roads, and other facilities, and contract stenographic reporting services, \$1,250,000, of which not to exceed \$10,000 may be expended in the discretion of the Secretary for the purpose of securing information in connection with and for the prosecution of violators of the laws for the enforcement of which this appropriation is made available.

Maintenance of mammal and bird reservations: For the administration, protection, and maintenance of mammal and bird reservations and the maintenance and protection of game introduced into suitable localities on public lands, under supervision of the Fish and Wildlife Service, including construction of fencing, wardens' quarters, shelters for animals, landings, roads, trails, bridges, ditches, telephone lines, rockwork, bulkheads, repair of damage to public roads within reservation areas occasioned by authorized operations of the Fish and Wildlife Service, and other improvements necessary for economical administration; for the purchase, capture, and transportation of game for national reservations; for the maintenance of the herd of long-horned cattle on the Wichita Mountains Wildlife Refuge; and for carrying out the provisions of the Act approved August 5, 1947 (Public Law 361, Eightieth Congress), \$1,755,500, and in addition thereto an amount equal to 75 per centum of the net proceeds received during the next preceding fiscal year under the provisions of section 401 of the Act of June 15, 1935 (16 U. S. C. 715S), which additional amount may be expended also for the enforcement of the Migratory Bird Treaty Act of July 3, 1918, as amended.

River basin studies: For investigations and studies to determine the effects on fish and wildlife resources of proposed developments of river basins of the United States (except the Missouri River Basin), and for the preparation of reports thereon in accordance with the Act of March 10, 1934 (16 U. S. C. 661-666), as amended, \$175,000.

California wildlife management areas: For the purchase or rent, and development, maintenance, and administration of wildlife management areas in the State of California, as authorized by the Act of May 18, 1948 (Public Law 534), \$250,000, to remain available until expended.

The foregoing amounts for the Fish and Wildlife Service shall be available in one fund.

MIGRATORY BIRD CONSERVATION FUND

For carrying into effect section 4 of the Act of March 16, 1934, as amended (16 U. S. C. 718-718h), an amount equal to the sum received during the current fiscal year from the proceeds from the sale of stamps, to be warranted monthly and to remain available until expended.

FEDERAL AID IN WILDLIFE RESTORATION

For carrying out the provisions of the Act of September 2, 1937, as amended (16 U. S. C. 669-669j), an amount equal to the sum credited during the next preceding fiscal year to the special fund created by said Act: *Provided*, That not exceeding 35 per centum of the amount

35 Stat. 1137.
18 U. S. C., Supp.
II, §§ 42-44 and notes.
Ante, p. 89.
31 Stat. 187.
Securing information
of law violations.

34 Stat. 478; 43 Stat.
464.

57 Stat. 304.
48 U. S. C., Supp.
II, § 210.
Ante, p. 56.

61 Stat. 770.

49 Stat. 383.
16 U. S. C. § 715s.

48 Stat. 401.
16 U. S. C., Supp.
II, § 661 note.

62 Stat. 238.
16 U. S. C., Supp.
II, §§ 695-695c.

48 Stat. 451.
16 U. S. C. § 718d.
Ante, p. 600.

50 Stat. 917.

Limitation.

allocated to any State shall be available for the construction of buildings.

Availability of funds.

Ante, p. 403.

Reimbursements.

49 Stat. 1913.

Interchange of amounts.

Transfer of surplus property.

Vessels.

Of the funds appropriated in this Act for the Fish and Wildlife Service, not to exceed \$1,266,430 may be expended for departmental personal services, including such services in the District of Columbia. Funds available for the work of the Fish and Wildlife Service shall be available for the purchase of not to exceed seventy-one passenger motor vehicles, of which sixty-four shall be for replacement only; purchase (not to exceed three), hire, maintenance, and operation of aircraft including, when purchasing aircraft and parts and accessories thereof, the exchange or sale of similar items and application of the exchange allowances or proceeds of sale in such cases in whole or in part payment therefor; the installation and operation of telephones in Government-owned residences, apartments, or quarters occupied by employees of the Fish and Wildlife Service; providing by purchase, construction, or otherwise, facilities incident to such public recreational uses of wildlife refuges as are not inconsistent with the primary purposes of such refuges; newspapers (not to exceed \$100), plans and specifications for vessels, or for contract personal services for the preparation thereof without regard to section 3709, Revised Statutes, as amended (41 U. S. C. 5); printing and binding, including the purchase of reprints of scientific and technical articles published in periodicals and journals and the publication of bulletins which shall be adapted to the interests of the people of the different sections of the country, an equal proportion of four-fifths of the bulletins to be delivered to or sent out under addressed franks furnished by the Senators, Representatives, and Delegates in Congress as they may direct; and rations for officers and crews of vessels or, in lieu thereof, commutation of rations at not to exceed \$2 per man per day; and for the expenditure from appropriations available for the purchase of lands of not to exceed \$1 for each option to purchase any tract of land. Reimbursements for the cost of supplies and materials and the transportation and handling thereof issued from central warehouses authorized to be established by the Act of June 24, 1936 (16 U. S. C. 667), may be credited to the appropriation current at the time supplies and materials are allotted, assigned, or issued, or at the time such reimbursements are received. Not to exceed 5 per centum of the foregoing amounts for expenses of the Fish and Wildlife Service shall be available interchangeably for expenditure on the objects included within the general expenses of said Service, but no more than 5 per centum shall be added to any one item or appropriation. The Departments of the Air Force, Army, and Navy, the Coast Guard, the Civil Aeronautics Administration, and disposal agencies are authorized to transfer to the Fish and Wildlife Service aircraft for replacement purposes only (but not necessarily of the same size or type or at the same locations), and such other equipment, materials, and supplies (with an appraised value of not to exceed \$500,000), surplus to the needs of such agencies, as may be required by said Service, such transfers to be without charge therefor; and in addition the Departments of the Army and Navy, the Coast Guard, and the Maritime Commission are authorized to transfer without charge therefor vessels for replacement purposes only (but not necessarily of the same size or type or at the same locations) marine engines, parts and accessories surplus to the needs of such agencies.

GOVERNMENT IN THE TERRITORIES

TERRITORY OF ALASKA

For necessary expenses of the offices of the Governor and the Secretary, including salaries of the Governor and Secretary; printing and

binding; maintenance, repair, and preservation of Governor's house and grounds; \$72,700, to be expended under the direction of the Governor.

For the establishment and maintenance of public schools, Territory of Alaska, \$50,000: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

Insane of Alaska: For care and custody of persons legally adjudged insane in Alaska, including compensation and travel expenses of medical supervisor, temporary medical consultants, transportation, burial, and other expenses, \$494,400: *Provided*, That authority is granted to the Secretary to pay from this appropriation to the Sanitarium Company, of Portland, Oregon, or to other contracting institution or institutions, for the care and maintenance of Alaskan insane patients during the current fiscal year: *Provided further*, That so much of this sum as may be required shall be available for all necessary expenses in ascertaining the residence of inmates and in returning those who are not legal residents of Alaska to their legal residence or to their friends, and the Secretary shall as soon as practicable, return to their places of residence or to their friends all inmates not residents of Alaska at the time they became insane, and the commitment papers for any person hereafter adjudged insane shall include a statement by the committing authority as to the legal residence of such person.

For the construction, repair, and maintenance of roads, tramways, bridges, and trails, Territory of Alaska, \$100,000, to be available until expended: *Provided*, That expenditures hereunder shall not exceed the aggregate receipts covered into the Treasury in accordance with section 4 of the Permanent Appropriation Repeal Act, 1934.

For the construction, repair, and maintenance of roads, tramways, buildings, ferries, bridges, and trails, Territory of Alaska, to be expended under the provisions of the Act approved June 30, 1932 (48 U. S. C. 321a-321c), including surveys and plans for new road construction; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of not to exceed five passenger motor vehicles; acquisition of rights-of-way, by purchase, donation, condemnation, or otherwise; and printing and binding, to remain available until expended, \$26,762,000, of which \$17,904,000 shall be for the payment of obligations incurred under authority granted under this head in the First Deficiency Appropriation Act, 1948, and the Interior Department Appropriation Act, 1949: *Provided*, That in addition to the amount herein appropriated the Secretary or, at his request, the Commissioner of Public Roads, Federal Works Agency, is hereby authorized to incur obligations and enter into contracts for additional work, materials, and equipment not exceeding a total of \$8,000,000: *Provided further*, That in the operation of the facilities of the Alaska Road Commission, the Departments of the Air Force, Army, and Navy, or any other agency of the United States having title thereto is authorized to transfer, regardless of present location and without charge to the Alaska Road Commission, materials, road and bridge, and other necessary equipment, spare parts, shop facilities and machinery, supplies and buildings surplus to its needs and which is deemed essential by the Department of the Interior for the construction, improvement, and maintenance of the Alaska road system.

The Alaska Railroad: In addition to all amounts received by The Alaska Railroad during the current fiscal year, there is hereby appropriated \$17,000,000, which amounts shall be available, and continue available until expended, for the payment of obligations incurred under the contract authorization in the Interior Department Appropriation Act, 1949, and for expenses necessary for the authorized work of The Alaska Railroad, including maintenance, operation, and

Publicschools.

48 Stat. 1227.
31 U. S. C. § 725c.

Payment to Sanitarium Company, Portland, Oreg.

Return of inmates not residents of Alaska.

48 Stat. 1227.
31 U. S. C. § 725c.

47 Stat. 446.
48 U. S. C., Supp. II, § 321d.
60 Stat. 810.

62 Stat. 222, 1147.
Contract authority.

Transfer of surplus supplies.

62 Stat. 1147.

Mount McKinley
National Park.

39 Stat. 750.

Personal services,
salary limitation.

Contract authority.

Transfer of surplus
property.

Aircraft.

improvements of railroads in Alaska; maintenance and operation of river steamers and other boats on the Yukon River and its tributaries in Alaska; operation and maintenance of ocean-going or coastwise vessels by ownership, charter, or arrangement with other branches of the Government service, for the purpose of providing additional facilities for the transportation of freight, passengers, or mail, when deemed necessary, for the benefit and development of industries and travel affecting territory tributary to The Alaska Railroad; maintenance and operation of lodges, camps, and transportation facilities for the accommodation of visitors to Mount McKinley National Park; payment of amounts due connecting lines; payment of compensation and expenses as authorized by section 42 of the Act of September 7, 1916 (5 U. S. C. 793), to be reimbursed as therein provided; and printing and binding: *Provided*, That not to exceed \$25,000 of this fund shall be available for personal services in the District of Columbia during the current fiscal year, and no one other than the general manager of said railroad, and one assistant general manager at not to exceed \$10,000 per annum, shall be paid an annual salary out of this fund of more than \$8,500: *Provided further*, That in addition to the amount herein appropriated the Secretary of the Interior is hereby authorized to incur obligations and enter into contracts for additional work, materials, and equipment not exceeding a total of \$17,000,000: *Provided further*, That in the operation of the facilities of The Alaska Railroad, the Department of the Army or any other agency of the United States Government having title thereto is authorized to transfer regardless of present location and without charge to The Alaska Railroad, materials, roadway and bridge maintenance, and other necessary equipment, locomotives and spare parts, shop facilities and machinery, supplies, rolling stock, buildings, and docks, surplus to its needs and which may be certified by the Department of the Interior as necessary for the improvement, maintenance, or operation of The Alaska Railroad.

The following appropriations herein made shall be available for the hire, maintenance, and operation of aircraft: "Salaries and expenses, Governor and Secretary, Territory of Alaska"; "Construction and maintenance of roads, bridges, and trails, Alaska"; and "Alaska Railroad appropriated fund".

TERRITORY OF HAWAII

For expenses of the offices of the Governor and the Secretary, including salaries of the Governor, the Secretary, and the private secretary to the Governor; for printing and binding; travel expenses of the Governor; and for temporary clerk hire; \$32,633, to be expended by the Governor.

GOVERNMENT OF THE VIRGIN ISLANDS

39 Stat. 1132.

49 Stat. 1813.

Transfer of surplus
property.

For salaries of the Governor and employees incident to the execution of the Acts of March 3, 1917 (48 U. S. C. 1391), and June 22, 1936 (48 U. S. C. 1405v), printing and binding; repair, preservation and care of Federal buildings and furniture, purchase of water, and other necessary miscellaneous expenses, purchase of one passenger motor vehicle for replacement only, and not to exceed \$6,000 for personal services, household equipment and furnishings, fuel, ice, and electricity necessary in the operation of Government House at Saint Thomas and Government House at Saint Croix, \$225,583, to be expended by and under the direction of the Governor: *Provided*, That the Department of the Army or any other agency of the United States Government having title thereto is authorized to transfer, without charge to the government of the Virgin Islands or any agency thereof, materials,

equipment, machinery, supplies, buildings, and docks surplus to its needs in the Caribbean area, which may be certified by the Department of the Interior as needed for any authorized activity of the government of the Virgin Islands.

For necessary expenses of the agricultural station in the Virgin Islands, \$50,000, to be expended by and under the direction of the Governor.

Agricultural station.

Municipal governments: For expenses of the government of the Virgin Islands in excess of current local revenues for the current fiscal year, municipality of Saint Thomas and Saint John, \$279,200, and municipality of Saint Croix, \$465,800, to be paid to the respective municipal treasuries in monthly installments; and the said municipal governments are hereby authorized to make purchases for their hospitals, schools, and other public institutions, through the Bureau of Federal Supply of the Treasury Department.

GENERAL PROVISIONS—DEPARTMENT OF THE INTERIOR

SEC. 102. Appropriations herein made shall be available for the purchase of vehicles generally known as quarter-ton or half-ton pick-up trucks, as suburban carry-all trucks, and as station wagons without such vehicles being considered as passenger motor vehicles.

Purchase of vehicles.

SEC. 103. Notwithstanding any provision of law to the contrary, aliens may be employed during the current fiscal year in the field service of the Department for periods of not more than thirty days in cases of emergency caused by fire, flood, storm, act of God, or sabotage.

Emergency employment of aliens.

SEC. 104. Appropriations in this title available for travel expenses shall be available, when specifically authorized by the head of the bureau or office concerned, for expenses of attendance of officers and employees at meetings or conventions of members of societies or associations concerned with the work of the bureau or office for which the appropriation concerned is made.

Attendance at meetings.

SEC. 105. Limitations on amounts to be expended for personal services under appropriations in this title shall not apply to lump-sum leave payments pursuant to the Act of December 21, 1944 (5 U. S. C. 61b-d).

Lump-sum leave payments.

SEC. 106. Appropriations herein made shall be available for payment of dues, when authorized by the Secretary, for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members.

58 Stat. 845.

Dues, etc.

SEC. 107. Appropriations in this title shall be available for health service programs as authorized by law (5 U. S. C. 150).

60 Stat. 903.

SEC. 108. Appropriations in this title shall be available for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672).

60 Stat. 843; 62 Stat. 983.

SEC. 109. In purchasing lawbooks, books of reference, and periodicals, and in completing broken sets, the Secretary or his duly authorized representative may exchange similar items and apply the exchange allowances in such cases in whole or in part payment therefor.

28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

SEC. 110. No part of any appropriation contained in this title shall be used directly or indirectly by way of wages, salaries, per diem or otherwise, for the performance of any new administrative function or the enforcement or issuance of any rule or regulation occasioned by the establishment of the Jackson Hole National Monument as described in Executive Proclamation Numbered 2578, dated March 15, 1943.

Jackson Hole National Monument.

57 Stat. 731.

TITLE II—GENERAL PROVISIONS

SEC. 201. No part of any appropriation contained in this Act, or of the funds available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence, and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law: *Provided further*, That in cases of emergency, caused by fire, flood, storm, act of God, or sabotage, persons may be employed for periods of not more than thirty days and be paid salaries and wages without the necessity of inquiring into their membership in any organization.

Affidavit.

Penalty.

Emergency employment.

Short title.

Sec. 202. This Act may be cited as "The Interior Department Appropriation Act, 1950".

Approved October 12, 1949.

[CHAPTER 681]

AN ACT

October 12, 1949
[H. R. 5007]
[Public Law 351]

To provide pay, allowances, and physical disability retirement for members of the Army, Navy, Air Force, Marine Corps, Coast Guard, Coast and Geodetic Survey, Public Health Service, the reserve components thereof, the National Guard, and the Air National Guard, and for other purposes.

Career Compensation Act of 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Career Compensation Act of 1949".

TITLE I—TABLE OF CONTENTS AND DEFINITIONS

Sec. 101. This Act is divided into titles and sections according to the following table of contents:

TABLE OF CONTENTS

TITLE I—TABLE OF CONTENTS AND DEFINITIONS

Sec. 101. Table of contents.

Sec. 102. Definitions.

Post, p. 805.

TITLE II—PROVISIONS RELATING TO BASIC PAY AND SPECIAL PAYS

Sec. 201. Basic pay.

Sec. 202. Service creditable in computation of basic pay.

Sec. 203. Special pay—Physicians and dentists.

Sec. 204. Incentive pay—Hazardous duty.

Sec. 205. Special pay—Diving duty.

Sec. 206. Special pay—Sea and foreign duty.

Sec. 207. Special pay—Reenlistment bonus.

TITLE III—PROVISIONS RELATING TO ALLOWANCES

Post, p. 812.

Sec. 301. Basic allowance for subsistence.

Sec. 302. Basic allowance for quarters.

Sec. 303. Travel and transportation allowances.

Sec. 304. Personal money allowance.

TITLE IV—PROVISIONS RELATING TO RETIREMENT, RETIREMENT PAY, SEPARATION AND SEVERANCE PAY FOR PHYSICAL DISABILITY

Post, p. 816.

Sec. 401. Establishment of a temporary disability retired list.

Sec. 402. Temporary disability retirement, physical disability retirement, and disability retirement pay.

Sec. 403. Separation and severance pay for physical disability.

Sec. 404. Periodic physical examinations.

Sec. 405. Recovery from physical disability.

Sec. 406. Termination of temporary disability retirement pay.

Sec. 407. Reappointment to the active list of officers placed on the temporary disability retired list.

Sec. 408. Physical disability resulting from intentional misconduct or willful neglect.

Sec. 409. Rank or grade in which retired.

Sec. 410. Cessation of benefits upon separation.

Sec. 411. Members or former members heretofore retired for physical disability.

Sec. 412. Definition of active service.

Sec. 413. Regulations.

Sec. 414. Powers, duties, and functions.

TITLE V—MISCELLANEOUS PROVISIONS

Post, p. 825.

Sec. 501. Training duty with or without pay of Reserve and National Guard personnel.

Sec. 502. Active service credit in Coast and Geodetic Survey.

Sec. 503. Payments based on purported marriages.

Sec. 504. Contract surgeons.

Sec. 505. Enlisted persons—Clothing allowance.

Sec. 506. Allowance—Shore patrol duty.

Sec. 507. Pay and allowances—Enlisted men—Philippine Scouts—Insular Force of the Navy.

Sec. 508. Pay and allowances—Cadets and midshipmen.

Sec. 509. Assimilation to pay and allowances of commissioned officers.

Sec. 510. Daily rate of pay and allowances.

Sec. 511. Retired and retainer pay of members on retired lists or receiving retainer pay.

Sec. 512. Retired pay of members and former members of reserve components.

Sec. 513. Retired pay grade of certain warrant officers and enlisted persons.

Sec. 514. Retired members and former members serving on active duty.

Sec. 515. Provision to retain present compensation and to limit the application of the Servicemen's Dependents Allowance Act of 1942, as amended.

Sec. 516. Provisions relating to increase of retired pay by active duty.

Sec. 517. Saving provision and amendments relating to members of the Marine Band.

Sec. 518. Saving provision relating to former Lighthouse Service and former Bureau of Marine Inspection personnel.

Sec. 519. Saving provision relating to members and former members receiving retirement pay on date of enactment of this act.

Sec. 520. Saving provision relating to laws providing for pay repealed by this act.

Sec. 521. Provisions of the Public Health Service Act amended and repealed.

Sec. 522. Provision relating to retirement of officers specially commended for performance of duty in combat.

- Sec. 523. Amendments of the act of June 3, 1916 (39 Stat. 190; 41 Stat. 776).
 Sec. 524. Amendment of the act of February 18, 1946 (60 Stat. 20).
 Sec. 525. Amendments of the act of June 5, 1942 (56 Stat. 315).
 Sec. 526. Amendment of the act of May 27, 1908 (35 Stat. 418).
 Sec. 527. Amendment of section 4 of the Naval Aviation Cadet Act of 1942 (56 Stat. 737).
 Sec. 528. Amendment of section 4 of the Army Aviation Cadet Act (55 Stat. 240).
 Sec. 529. Amendment of the act of June 30, 1941 (55 Stat. 394).
 Sec. 530. Amendment to the National Defense Act.
 Sec. 531. Acts and parts of acts repealed.
 Sec. 532. Authorization for appropriations.
 Sec. 533. Effective date.

DEFINITIONS

SEC. 102. For the purposes of this Act—

"Uniformed services."

(a) The term "uniformed services", unless otherwise qualified, shall be interpreted to mean and include the Army of the United States, Navy, Air Force of the United States, Marine Corps, Coast Guard, Coast and Geodetic Survey, and Public Health Service, and all Regular and Reserve components thereof.

"Member."

(b) The term "member", unless otherwise qualified, means a commissioned officer, commissioned warrant officer, warrant officer, flight officer, and enlisted person, including a retired person, of the uniformed services. As used in this subsection the words "retired person" shall include members of the Fleet Reserve and Fleet Marine Corps Reserve who are in receipt of retainer pay.

"Officer."

(c) The term "officer", unless otherwise qualified, means a commissioned officer, commissioned warrant officer, warrant officer, and flight officer, either permanent or temporary, of the uniformed services. As used in this subsection the word "temporary" shall include temporary officers whose permanent status is that of an enlisted person.

"Temporary."

"Commissioned officer."

(d) The term "commissioned officer" means a member of the uniformed services having rank or grade of second lieutenant, ensign, or junior assistant grade, or above, either permanent or temporary, in any of the uniformed services, except that for purposes of section 203 of this Act such term shall be limited to the definition prescribed in subsection (a) of said section.

Post, p. 809.

"Warrant officer."

(e) The term "warrant officer" means a commissioned warrant officer, warrant officer, or flight officer, including a master, chief engineer, first mate, second mate, assistant engineer, or second assistant engineer of the Army Mine Planter Service.

"Secretary."

(f) The term "Secretary", unless otherwise qualified, shall be construed to mean the Secretary of the Army, the Secretary of the Navy, the Secretary of the Air Force, the Secretary of the Treasury, the Secretary of Commerce, or the Federal Security Administrator, as the case may be.

"Dependent."

(g) The term "dependent" shall include at all times and in all places the lawful wife and unmarried legitimate children, under twenty-one years of age, of any member of the uniformed services, except as hereinafter limited in this subsection. Such term shall include the father or mother of such member, provided he or she is in fact dependent on such member for over half of his or her support and actually resides in the household of said member. It shall also include unmarried legitimate children, over twenty-one years of age, of such member who are incapable of self-support because of being mentally defective or physically incapacitated, and who are in fact dependent on such member for over half of his or her support: *Provided*, That the term "children" shall be held to include stepchildren and adopted children when such stepchildren or adopted children are in fact dependent upon such member: *Provided further*, That in the

Husband as dependent.

case of female members of the uniformed services, the term "dependent" shall include a husband in addition to those persons otherwise defined as dependents in this subsection, but only when such husband, or children, as defined above, are in fact dependent upon said female member for over half of his or her support.

The term "father" or "mother", as used in this subsection, shall include a stepparent, or parent by adoption, and any person, including a former stepparent, who has stood in loco parentis to the person concerned at any time for a continuous period of not less than five years during the minority of such member: *Provided*, That a stepparent-stepchild relationship shall be deemed to be terminated by the stepparent's divorce from the blood parent: *Provided further*, That no member claiming a dependent as defined in this subsection may be paid increased allowances on account of such dependent for any period during which such dependent is entitled to receive basic pay for the performance of duty as defined in section 201 (e) of this Act.

(h) The term "basic allowance" shall be interpreted to mean only the "basic allowance for quarters" and the "basic allowance for subsistence".

(i) The term "inactive duty training" shall be interpreted to mean any of the training, instruction, duty, appropriate duties, or equivalent training, instruction, duty, appropriate duties, or hazardous duty performed with or without compensation by members of the reserve components of the uniformed services as may be prescribed by the Secretary concerned pursuant to section 501 of this Act or any other provision of law, and in addition thereto shall include the performance of special additional duties, as may be authorized by competent authority, by such members on a volunteer basis in connection with the prescribed training or maintenance activities of the unit to which the members are assigned: *Provided*, That the term "inactive duty training" shall not include work or study performed by such members in connection with correspondence courses of the uniformed services: *Provided further*, That any inactive duty training performed by members of the National Guard of the United States or of the Air National Guard of the United States, while in their status as members of the National Guard, or the Air National Guard, of the several States, Territories, and the District of Columbia pursuant to section 92 of the National Defense Act, as amended, or pursuant to any other provision of law, shall be deemed to be inactive duty training in the service of the United States.

(j) The terms "he", "his", and "him" include the terms "she" and "her".

(k) With respect to the Army and the Air Force, the term "reserve component" or the term "reserve components", unless otherwise qualified, shall include but not be limited to those members, officers, or enlisted persons who are not appointed, enlisted or inducted in a regular or reserve component of the Army of the United States or of the Air Force of the United States but are appointed, enlisted or inducted in the Army of the United States or the Air Force of the United States without specification as to any component thereof pursuant to any provision of law.

"Father" or "mother."

Relationship terminated by divorce.

Restriction.

Post, p. 807.

"Basic allowance."

"Inactive duty training."

Post, p. 825.

Exclusions.

Members of National Guard, etc.

39 Stat. 205.
32 U. S. C., Supp. II, § 62.

"He"; "his"; "him".

"Reserve component"; "reserve components".

TITLE II—PROVISIONS RELATING TO BASIC PAY AND SPECIAL PAYS

BASIC PAY

SEC. 201 (a) For the purpose of computing the basic pay of members of the uniformed services, pay grades are prescribed and monthly basic

Pay grade	Army, Air Force, and Marine Corps	Navy, Coast Guard, and Coast and Geodetic Survey	Public Health Service
O-8.....	General, lieutenant general, and major general.	Admiral, vice admiral, and rear admiral (upper half).	Surgeon general, deputy surgeon general, and assistant surgeon general having rank of major general.
O-7.....	Brigadier general.....	Rear admiral (lower half) and commodore.	Assistant surgeon general having rank of brigadier general.
O-6.....	Colonel.....	Captain.....	Director grade.
O-5.....	Lieutenant colonel.....	Commander.....	Senior grade.
O-4.....	Major.....	Lieutenant commander.....	Full grade.
O-3.....	Captain.....	Lieutenant.....	Senior assistant grade.
O-2.....	First lieutenant.....	Lieutenant (junior grade).....	Assistant grade.
O-1.....	Second lieutenant.....	Ensign.....	Junior assistant grade.

(c) For basic pay purposes, warrant officers (including warrant officers heretofore retired) shall be distributed by the Secretary concerned in the various pay grades prescribed for warrant officers in subsection (a) of this section.

(d) For basic pay purposes, enlisted persons shall be distributed by the Secretary concerned in the various pay grades prescribed for enlisted persons in subsection (a) of this section.

(e) All members of the uniformed services when on the active list, when on active duty, or when participating in full-time training, training duty with pay or other full-time duty (provided for or authorized in the National Defense Act, as amended, or in the Naval Reserve Act of 1938, as amended, or in other provisions of law, including participation in exercises or performance of the duties provided for by sections 5, 81, 94, 97, and 99 of the National Defense Act, as amended), and in addition thereto, all members of the National Guard and the Air National Guard when they are entitled by law to receive from the Federal Government the same pay as that authorized for members of the Regular components of the uniformed services of corresponding grade or rank, shall be entitled to receive the basic pay of the pay grade to which assigned, or in which distributed, pursuant to subsection (b), (c), or (d) of this section, in accordance with cumulative years of service: *Provided*, That in accordance with regulations prescribed by the President, in the case of members of the uniformed services called or ordered to extended active duty in excess of thirty days, active duty shall include the time required to perform travel from home to first duty station and from last duty station to home by the mode of transportation authorized in orders for such members: *Provided further*, That any full-time training, training duty with pay, or other full-time duty performed by members of the National Guard of the United States or the Air National Guard of the United States, pursuant to this section, while in their status as members of the National Guard or the Air National Guard of the several States, Territories, and the District of Columbia and which entitles them to receive basic pay, shall be deemed to be active duty in the service of the United States.

SERVICE CREDITABLE IN COMPUTATION OF BASIC PAY

SEC. 202. (a) Subject to the provisions of subsections (b), (c), and (d) of this section, in computing the cumulative years of service to be counted by members of the uniformed services for determining the amount of basic pay they are entitled to receive upon completion of such years of service, such members shall be credited with—

(1) full time for all periods of active service as a commissioned officer, commissioned warrant officer, warrant officer, Army field clerk, flight officer, and enlisted person in any Regular or Reserve component of any of the uniformed services; and

Warrant officers.

Ante, p. 805.

Enlisted persons.

Ante, p. 805.

Members entitled to basic pay.

39 Stat. 166.
10 U. S. C. § 2 *et seq.*;
Supp. II, § 2 *et seq.*; 32
U. S. C. § 1 *et seq.*;
Supp. II, § 1 *et seq.*;
Post, pp. 836, 837,
840.
52 Stat. 1175.
34 U. S. C. § 853j;
Supp. II, § 853b *et seq.*;
39 Stat. 167, 203, 206,
207.
10 U. S. C. §§ 4, 22-
25, 32-36, 38; 32 U. S. C.
§§ 63-66, 144-146, 171-
176.

Ante, p. 806; *supra*.

Inclusion of travel time.

Post, p. 803.

(2) full time for all periods during which they were enlisted or held appointments as commissioned officers, commissioned warrant officers, warrant officers, Army field clerks, or flight officers, in any of the Regular components of the uniformed services, or in the Regular Army Reserve, or in the Organized Militia prior to July 1, 1916, or in the National Guard, or in the National Guard Reserve, or in the National Guard of the United States, or in the Organized Reserve Corps, or in the Officers' Reserve Corps, or in the Enlisted Reserve Corps, or in the Medical Reserve Corps, or in the Medical Reserve Corps of the Navy, or in the Dental Reserve Corps of the Navy, or in the Naval Militia, or in the National Naval Volunteers, or in the Naval Reserve Force, or in the Naval Reserve, or in the Air National Guard, or in the Air National Guard of the United States, or in the Air Force Reserve, or in the officers' section of the Air Force Reserve, or in the enlisted section of the Air Force Reserve, or in the Air Corps Reserve, or in the Army of the United States without specification of any component thereof, or in the Air Force of the United States without specification of any component thereof, or in the Marine Corps Reserve Force, or in the Marine Corps Reserve, or in the Coast Guard Reserve, or in the Reserve Corps of the Public Health Service, or in the Philippine Scouts, or in the Philippine Constabulary; and

(3) for commissioned officers in service on June 30, 1922, all service which was then counted in computing longevity pay, and service as a contract surgeon serving full time; and

Nurses.

(4) full time for all periods during which they held appointments as nurses, reserve nurses, or commissioned officers in the Army Nurse Corps, the Navy Nurse Corps, the Nurse Corps of the Public Health Service, or the reserve components thereof; and

Officers in Coast
and Geodetic Survey.

(5) full time for all periods during which they were deck officers or junior engineers in the Coast and Geodetic Survey; and

(6) all service which, under any provision of law in effect on the effective date of this section is authorized to be credited for the purpose of computing longevity pay.

Additional service
credit.

(b) Members of the uniformed services shall accrue additional service credit for basic pay purposes, for periods while on a temporary disability retired list, honorary retired list, or a retired list of any of the uniformed services, or while authorized to receive retired pay, retirement pay, or retainer pay as a member of the Fleet Reserve or Fleet Marine Corps Reserve, from any of the uniformed services or from the Veterans' Administration, or while a member of the Honorary Reserve of the Officers' Reserve Corps or Organized Reserve Corps: *Provided*, That, except for active service as prescribed in section 202 (a) (1), the service credit authorized in this section shall not be included to increase retired pay, disability retirement pay, retirement pay, or retainer pay while on a retired list, on a temporary disability retired list, in a retired status, or in the Fleet Reserve or Fleet Marine Corps Reserve, except as provided in title IV of this Act.

Restriction.

Ante, p. 807.

(a) (1), the service credit authorized in this section shall not be included to increase retired pay, disability retirement pay, retirement pay, or retainer pay while on a retired list, on a temporary disability retired list, in a retired status, or in the Fleet Reserve or Fleet Marine Corps Reserve, except as provided in title IV of this Act.

Post, p. 816.

Service prior to age
18.

(c) The periods of time hereinabove authorized to be counted in the computation of basic pay shall, under such regulations as the Secretary concerned may prescribe, include all service heretofore or hereafter performed by members of the uniformed services prior to their attainment of eighteen years of age.

Service credit re-
strictions.

(d) The period of time to be counted in the computation of basic pay shall be the total of all periods authorized to be counted for such purpose in any of the uniformed services, but the same period of time shall not, for any reason, be counted more than once: *Provided*, That retired enlisted men heretofore or hereafter retired with credit for thirty years' service in the Army, Navy, or Marine Corps, and who

Overseas service be-
tween 1898-1912.

served beyond the continental limits of the United States between 1898-1912, such service having been computed under previous laws as double time toward retirement, shall be entitled to receive the maximum retired pay now or hereafter provided for the grade in which retired.

SPECIAL PAY—PHYSICIANS AND DENTISTS

SEC. 203. (a) The term "commissioned officers", as used in this section, shall be interpreted to mean only (1) those commissioned officers in the Medical and Dental Corps of the Regular Army, Navy, and Air Force and commissioned medical and dental officers of the Regular Corps of the Public Health Service who were on active duty on September 1, 1947; (2) those officers who, heretofore but subsequent to September 1, 1947, have been or who, prior to September 1, 1952, may be commissioned in the Medical and Dental Corps of the Regular Army, Navy, and Air Force or as medical and dental officers of the Regular Corps of the Public Health Service; (3) such officers who on September 1, 1947, were or who thereafter have been or may be commissioned in the Medical and Dental Corps of the Officers' Reserve Corps, the United States Air Force Reserve, the Naval Reserve, the National Guard, the National Guard of the United States, the Air National Guard, the Air National Guard of the United States, the Army of the United States, the Air Force of the United States, or as medical and dental officers of the Reserve Corps of the Public Health Service and who heretofore, but subsequent to September 1, 1947, have volunteered and been accepted for extended active duty of one year or longer, or who may, prior to September 1, 1952, volunteer and be accepted for extended active duty of one year or longer; (4) general officers appointed from the Medical and Dental Corps of the Regular Army, the Officers' Reserve Corps, the National Guard, the National Guard of the United States, the Army of the United States, the Regular Air Force, the United States Air Force Reserve, the Air National Guard, the Air National Guard of the United States, and the Air Force of the United States who were on active duty on September 1, 1947; and (5) general officers who, subsequent to September 1, 1947, have been or who may be appointed from those officers of the Medical and Dental Corps of the Regular Army, the Officers' Reserve Corps, the National Guard, the National Guard of the United States, the Army of the United States, the Regular Air Force, the United States Air Force Reserve, the Air National Guard, the Air National Guard of the United States, and the Air Force of the United States who are included in parts (1), (2), or (3) of this subsection.

"Commissioned officers."

(b) In addition to any pay, allowances, special or incentive pays that they are otherwise entitled to receive, commissioned officers as defined in subsection (a) of this section shall be entitled to receive special pay at the rate of \$100 per month for each month of active service: *Provided*, That such sum shall not be included in computing the amount of increase in pay authorized by any other provision of this Act or in computing retired pay, disability retirement pay, or any severance pay: *Provided further*, That the commissioned officers described in subsection (a) (3) of this section shall be entitled to receive the pay provided by this subsection only during periods of volunteer service: *And provided further*, That no commissioned officer as described in subsection (a) of this section shall, while he is serving as a medical or dental intern, be entitled to receive the special pay of \$100 per month as is provided in this subsection.

Rate of special pay.

Restriction.

Volunteer service.

Interns.

INCENTIVE PAY—HAZARDOUS DUTY

SEC. 204. (a) Subject to such regulations as may be prescribed by the President, members of the uniformed services entitled to receive

Hazardous duties.

basic pay shall, in addition thereto, be entitled to receive incentive pay for the performance of hazardous duty required by competent orders. The following duties shall constitute hazardous duties:

- (1) duty as a crew member as determined by the Secretary concerned, involving frequent and regular participation in aerial flight;
- (2) duty on board a submarine, including submarines under construction from the time builders' trials commence;
- (3) duty involving frequent and regular participation in aerial flights not as a crew member pursuant to part (1) of this subsection;
- (4) duty involving frequent and regular participation in glider flights;
- (5) duty involving parachute jumping as an essential part of military duty;
- (6) duty involving intimate contact with persons afflicted with leprosy;
- (7) duty involving the demolition of explosives as a primary duty, including training for such duty;
- (8) duty at a submarine escape training tank, when such duty involves participation in the training; and
- (9) duty at the Navy Deep Sea Diving School or the Navy Experimental Diving Unit, when such duty involves participation in training.

Rates of pay.

(b) For the performance of hazardous duty as prescribed in part (1) or (2) of subsection (a) of this section, members of the uniformed services qualifying for the incentive pay authorized pursuant to said subsection shall be entitled to be paid at the following monthly rates according to the pay grade to which assigned or in which distributed for basic pay purposes:

Pay grade	Monthly rate	Pay grade	Monthly rate
O-8.....	\$150.00	W-2.....	\$100.00
O-7.....	150.00	W-1.....	100.00
O-6.....	210.00	E-7.....	75.00
O-5.....	180.00	E-6.....	87.50
O-4.....	150.00	E-5.....	60.00
O-3.....	120.00	E-4.....	52.50
O-2.....	110.00	E-3.....	45.00
O-1.....	100.00	E-2.....	37.50
W-4.....	100.00	E-1.....	30.00
W-3.....	100.00		

(c) For the performance of any hazardous duty as prescribed in parts (3) to (9), inclusive, of subsection (a) of this section by officers and enlisted persons qualifying for the incentive pay authorized pursuant to said subsection, officers shall be entitled to be paid at the rate of \$100 per month, and enlisted persons shall be entitled to be paid at the rate of \$50 per month.

Suspension of payment.

(d) The President may, in time of war, suspend the payment of incentive pay for the performance of any or all hazardous duty.

Aviation cadet.

(e) No aviation cadet shall be entitled to receive any incentive pay authorized pursuant to this section.

Restriction.

(f) No member of the uniformed services shall be entitled to receive more than one payment of any incentive pay authorized pursuant to this section for the same period of time during which he may qualify for more than one payment of such incentive pay.

SPECIAL PAY—DIVING DUTY

Rate of pay.

SEC. 205. (a) An enlisted person of the uniformed services entitled to receive basic pay and assigned to the duty of diving shall,

in addition to basic pay, be entitled to receive special pay, under such regulations as may be prescribed by the Secretary concerned, at the rate of not less than \$5 per month and not exceeding \$30 per month.

(b) Members of the uniformed services entitled to receive basic pay and employed as divers in actual salvage or repair operations in depths of over ninety feet, or in depths of less than ninety feet, when the officer in charge of the salvage or repair operation shall find, in accordance with regulations prescribed by the Secretary concerned, that extraordinary hazardous conditions exist, shall, in addition to basic pay, be entitled to receive the sum of \$5 per hour for each hour or fraction thereof while so employed. The amounts authorized to be paid pursuant to this subsection shall, in the case of enlisted persons, be in addition to the amounts authorized pursuant to subsection (a) of this section.

Divers in salvage or repair operations.

(c) No member of the uniformed services shall be entitled to receive the special pay authorized pursuant to this section in addition to incentive pay authorized pursuant to section 204 of this Act.

Restriction.

(d) The President may, in time of war, suspend the payment of diving-duty pay.

Ante, p. 809.
Suspension of payment.

SPECIAL PAY—SEA AND FOREIGN DUTY

SEC. 206. Under such regulations as the President may prescribe, enlisted persons of the uniformed services entitled to receive basic pay shall, in addition thereto, while on sea duty or while on duty in any place beyond the continental limits of the United States or in Alaska, be entitled to receive pay at the following monthly rates:

Pay grades	Monthly rates	Pay grades	Monthly rates
E-7	\$22.50	E-3	\$9.00
E-6	20.00	E-2	8.00
E-5	16.00	E-1	8.00
E-4	13.00		

SPECIAL PAY—REENLISTMENT BONUS

SEC. 207. (a) Members of the uniformed services who enlist under the conditions set forth in subsection (b) of this section within three months from the date of their discharge or separation, or within such lesser period of time as the Secretary concerned may determine from time to time, shall be paid a lump sum reenlistment bonus of \$40, \$90, \$160, \$250, or \$360 upon enlistment for a period of two, three, four, five, or six years, respectively; and, upon enlistment for an unspecified period of time amounting to more than six years a lump sum reenlistment bonus of \$360 shall be paid, and, upon the completion of six years' enlisted service in such enlistment, for each year thereafter a lump sum payment of \$60 shall be made, subject to the limitation that the total amount paid shall not exceed \$1,440. No reenlistment bonus shall be paid for more than four enlistments entered into after the effective date of this section; *Provided*, That the bonus to be paid in the case of a person reenlisting for a period which would extend the length of his active Federal service beyond thirty years shall be computed as if said reenlistment were for the minimum number of years necessary to permit such person to complete thirty years' active Federal service.

Limitation.

Service beyond 30 years.

(b) For the purpose of payment of the reenlistment bonus authorized by subsection (a) of this section, enlistment in one of the Regular services following (1) compulsory or voluntary active duty in such service, or (2) extended active duty of one year or more in a Reserve component of such service, shall be considered a reenlistment.

Qualifications for bonus.

Extension of enlistment.

Ante, p. 811.

Option for certain reenlistees.
Ante, p. 811.

Limitation.

Regulations.

(c) Enlisted persons of the uniformed services, who, prior to expiration of the period for which they have reenlisted, extend their reenlistment to any one of the longer enlistment periods mentioned in subsection (a) of this section, shall be paid the sum of \$20 for each year of such extension subject to the limitations contained in subsection (a) of this section.

(d) Notwithstanding the provisions of subsection (a) of this section, a member of the uniformed services who reenlists within three months after being discharged from the enlistment entered into prior to the date of enactment of this Act, or who reenlists within three months after being relieved from active service as a commissioned officer or warrant officer under appointment made prior to the date of enactment of this Act if such commissioned or warrant service immediately followed enlisted service, shall be entitled to receive either (1) enlistment allowances in the amount and under the provisions of law in effect immediately prior to the date of enactment of this Act, or (2) reenlistment bonus in the amount and under the provisions of this section, whichever is the greater amount: *Provided*, That the enlistment allowance payable under (1) hereunder shall in no event exceed \$300.

(e) The Secretary concerned shall prescribe regulations for the administration of this section in his department.

TITLE III—PROVISIONS RELATING TO ALLOWANCES

BASIC ALLOWANCE FOR SUBSISTENCE

Enlisted persons.

Officers.

Allowances during sickness or absence.

Restriction.

Advance payment.

Regulations.

Rate of allowance.

SEC. 301. (a) Except as otherwise provided in this section or by any other provision of law, each member of the uniformed services entitled to receive basic pay shall be entitled to receive a basic allowance for subsistence in such amount and under such circumstances as are provided in this section. For enlisted persons such allowance shall be one of three types: (1) When rations in kind are not available; (2) when permission to mess separately is granted; or (3) when assigned to duty under emergency conditions where no Government messing facilities are available. Officers shall, at all times, be entitled to receive a basic allowance for subsistence on a monthly basis. Enlisted persons shall be entitled to the appropriate allowance on a daily basis.

(b) Enlisted persons shall be entitled to receive the appropriate basic allowance for subsistence while on an authorized leave of absence or while sick in hospital: *Provided*, That any such allowance shall not accrue when such persons are, in fact, being subsisted at Government expense.

(c) Payment of the basic allowance for subsistence, when authorized, may be made to enlisted persons in advance for a period of not exceeding three months.

(d) The President may prescribe regulations for the administration of this section.

(e) Members of the uniformed services entitled to receive a basic allowance for subsistence pursuant to this section shall be entitled to receive the following amounts:

Officers	-----	\$42.00 per month.
Enlisted persons when rations in kind are not available	-----	2.25 per day.
Enlisted persons when permission to mess separately is granted.		1.05 per day.
Enlisted persons when assigned to duty under emergency conditions where no Government messing facilities are available.		Not to exceed \$3.00 per day.

BASIC ALLOWANCE FOR QUARTERS

SEC. 302. (a) Except as otherwise provided in this section or by any other provision of law, members of the uniformed services entitled

duty to first station, and (3) upon separation from the service, placement upon the temporary disability retired list, release from active duty, or retirement, from last duty station to home or to the place from which ordered to active duty, regardless of the fact that such member may not be a member of the uniformed services at the time his travel is performed or is to be performed. Allowances above authorized may be paid without regard to the comparative costs of the various modes of transportation. The respective Secretaries concerned may prescribe (1) the conditions under which travel and transportation allowances shall be authorized, including advance payments thereof, and (2) the allowances for types of travel not to exceed amounts herein authorized. The travel and transportation allowances which shall be authorized for each type of travel shall be limited to one of the following: (1) Transportation in kind, reimbursement therefor, or a monetary allowance in lieu of cost of transportation at a rate not in excess of 7 cents per mile based on distances established or to be established over the shortest usually traveled routes, in accordance with mileage tables prepared by the Chief of Finance of the Department of the Army under the direction of the Secretary of the Army, (2) transportation in kind, reimbursement therefor, or a monetary allowance as provided in (1) of this sentence, plus a per diem in lieu of subsistence not to exceed \$9 per day, or (3) for travel within the continental limits of the United States a mileage allowance of not exceeding 10 cents per mile based on distances established or to be established pursuant to existing law: *Provided*, That the travel and transportation allowances under conditions authorized herein for such members may be paid on separation from the service, or release from active duty, regardless of whether or not such member performs the travel involved.

(b) Without regard to the monetary limitations in this Act, the Secretaries of the uniformed services may authorize the payment to members of the uniformed services on duty outside the continental United States or in Alaska, whether or not in a travel status, of a per diem considering all elements of cost of living to members and their dependents, including the cost of quarters, subsistence, and other necessary incidental expenses: *Provided*, That dependents shall not be considered in determining per diem allowances for members in a travel status.

(c) In addition to the allowances authorized above, under such conditions and limitations and for such ranks, grades, or ratings and to and from such locations as may be prescribed by the Secretaries concerned, members of the uniformed services when ordered to make a change of permanent station shall be entitled to transportation in kind for dependents or to reimbursement therefor, or to a monetary allowance in lieu of such transportation in kind at a rate to be prescribed not in excess of the rate authorized in subsection (a) of this section, and in connection with a change of station (whether temporary or permanent), to transportation (including packing, crating, drayage, temporary storage, and unpacking) of baggage and household effects, or reimbursement therefor, to and from such locations and within such weight allowances as may be prescribed by the Secretaries, without regard to the comparative costs of the various modes of transportation. When orders directing a change of permanent station for the member concerned have not been issued, or when such orders have been issued but are of such a nature that they cannot be used as authority for transportation of dependents and baggage and household effects, the Secretaries concerned may, nevertheless, authorize the movement of the dependents and baggage and household effects and prescribe transportation in kind, reimbursement therefor, or a monetary allowance in lieu thereof as authorized in this subsection,

Authority of Secretaries.

Limitations.

Separation from service.

Per diem for duty outside continental U. S.

Transportation of dependents and household effects.

Ante, p. 813.

Transportation under emergency conditions.

as the case may be, only under unusual or emergency circumstances, including but not limited to, (1) circumstances when duty is being performed by such member at places designated by the Secretary concerned as within zones from which dependents should be evacuated, (2) circumstances when orders which direct temporary duty travel of such member do not provide for return to the permanent station or do not specify or imply any limit to the period of absence from the permanent station, or (3) circumstances when such members are serving on permanent duty at stations outside the continental United States or in Alaska, or on sea duty. The Secretary concerned shall define the term "permanent station", which definition shall include, but not be limited to, a shore station or the home yard or home port of the vessel to which a member of the uniformed services entitled to receive basic pay may be ordered; and a duly authorized change in home yard or home port of such vessel shall be deemed a change of permanent station. Under regulations prescribed by the Secretary concerned, transportation for dependents and baggage and household effects are authorized upon the death of a member of the uniformed services while entitled to receive basic pay pursuant to section 201 (e) of this Act.

"Permanent station."

Death of member.

Ante, p. 807.

Per diem in lieu of subsistence.

(d) A member of the uniformed services on duty with or under training for the Military Air Transport Service, Marine Corps Transport Squadrons, or Fleet Logistics Support Unit and away from his permanent station, may be paid a per diem in lieu of subsistence in an amount not to exceed the amount to which he would be entitled if performing temporary duty travel, without in either case the issuance of orders for specific travel.

(e) Cadets of the United States Military Academy, midshipmen of the United States Naval Academy, cadets of the United States Coast Guard Academy, applicants for enlistment, rejected applicants, general prisoners, discharged prisoners, insane patients transferred from military hospitals to other hospitals or their home, and persons discharged from Saint Elizabeths Hospital after transfer from one of the uniformed services, shall be entitled to receive such travel and transportation allowances as are provided in subsection (a) of this section, as may be prescribed by the Secretaries concerned, due consideration being given to the rights of the Government as well as those of the individual in the promulgation of regulations prescribing said allowances.

Cadets, midshipmen, etc., travel allowances, etc.

(f) The Secretaries concerned in establishing the rates and types of allowances authorized by this section shall consider in prescribing (1) monetary allowance in lieu of transportation—average cost of first-class transportation including sleeping accommodations, (2) per diem rates—the current economic data on cost of subsistence (including lodging and other necessary incidental expenses related thereto), and (3) mileage rates—average cost of first-class transportation including sleeping accommodations and current economic data on cost of subsistence (including lodging and other necessary incidental expenses related thereto).

Basis for rates and types of allowances.

(g) The Secretaries concerned shall determine what shall constitute a travel status.

(h) Regulations shall be promulgated by the Secretaries of the uniformed services, as provided herein, and such regulations shall be uniform for all services insofar as practicable: *Provided*, That no provisions of this section shall become effective until such regulations have been issued: *Provided further*, That nothing contained in this Act shall preclude the payment of travel and transportation allowances under provisions of law in effect on the day prior to the effective date of this Act, until such regulations are issued pursuant to this subsection.

Regulations.

PERSONAL MONEY ALLOWANCE

Lieutenant general,
vice admiral.

SEC. 304. (a) Officers entitled to receive basic pay shall, while serving in the grade of lieutenant general, vice admiral, or in an equivalent grade or rank, in addition to any other pay or allowance authorized by this Act, be entitled to receive a personal money allowance of \$500 per annum.

General, admiral.

(b) Officers entitled to receive basic pay shall, while serving in the grade of general, admiral, or in an equivalent grade or rank, in addition to any other pay or allowance authorized by this Act, be entitled to receive a personal money allowance of \$2,200 per annum.

Chief of Staff of
Army, etc.

(c) Officers entitled to receive basic pay shall, while serving as the Chief of Staff of the Army, as the Chief of Naval Operations, as the Chief of Staff of the Air Force, as the Commandant of the Marine Corps, or as the Commandant of the Coast Guard, in lieu of any other personal money allowance authorized by this section, but in addition to any other pay or allowance authorized by this Act, be entitled to receive a personal money allowance of \$4,000 per annum.

TITLE IV—PROVISIONS RELATING TO RETIREMENT, RETIREMENT PAY, SEPARATION, AND SEVERANCE PAY FOR PHYSICAL DISABILITY

ESTABLISHMENT OF A TEMPORARY DISABILITY RETIRED LIST

SEC. 401. (a) Any member of the uniformed services found to be unfit to perform the duties of his office, rank, grade, or rating by reason of physical disability and who otherwise qualifies as hereinafter provided may be retired or separated subject to the provisions of this title.

(b) The Secretary concerned shall establish for his uniformed service a temporary disability retired list, upon which shall be placed the names of all members of his service entitled to such placement pursuant to the provisions of this title. Such list shall be published annually in the official register or other official publication of the service concerned.

TEMPORARY DISABILITY RETIREMENT, PHYSICAL DISABILITY RETIREMENT, AND DISABILITY RETIREMENT PAY

Temporary disability
retired list.

SEC. 402. (a) Upon a determination by the Secretary concerned (1) that a member of a Regular component of the uniformed services entitled to receive basic pay, or a member of a Reserve component of the uniformed services entitled to receive basic pay who has been called or ordered to extended active duty for a period in excess of thirty days, is unfit to perform the duties of his office, rank, grade, or rating, by reason of physical disability incurred while entitled to receive basic pay; (2) that such disability is not due to the intentional misconduct or willful neglect of such member and that such disability was not incurred during a period of unauthorized absence of such member; (3) that such disability is 30 per centum or more in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration; (4) that such disability was the proximate result of the performance of active duty; and (5) that accepted medical principles indicate that such disability may be of a permanent nature, the name of such member shall be placed upon the temporary disability retired list of his service by the Secretary concerned and such member shall be entitled to receive disability retirement pay as prescribed in subsection (d) of this section: *Provided*, That if condition (5) above is met by a finding that such disability is of a permanent nature, such

Post, p. 818.

Permanent disability.

member may be retired by the Secretary concerned and, upon retirement, shall be entitled to receive disability retirement pay as prescribed in subsection (d) of this section: *Provided further*, That if condition (3) above is not met because the disability is determined to be less than 30 per centum, the member concerned shall not be eligible for any disability retirement provided in this section, but may be separated for physical disability from the service concerned and upon separation shall be entitled to receive disability severance pay as prescribed in section 403 of this title: *Provided further*, That any disability shown to have been incurred in line of duty during a period of active service in time of war or national emergency shall be considered to be the proximate result of the performance of active duty.

Post, p. 818.
Disability severance pay.

Post, p. 820.
Disability incurred during war or national emergency.

Disability with 8 years' service.

(b) Upon a determination by the Secretary concerned (1) that a member of a Regular component of the uniformed services entitled to receive basic pay, or a member of a Reserve component of the uniformed services entitled to receive basic pay who has been called or ordered to extended active duty for a period in excess of thirty days, is unfit to perform the duties of his office, rank, grade, or rating, by reason of physical disability incurred while entitled to receive basic pay; (2) that such disability is not due to the intentional misconduct or willful neglect of such member and that such disability was not incurred during a period of unauthorized absence of such member; (3) that such disability is 30 per centum or more in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration; (4) that such member has completed at least eight years of active service as defined in section 412 of this title; and (5) that accepted medical principles indicate that such disability may be of a permanent nature, the name of such member shall be placed upon the temporary disability retired list of his service by the Secretary concerned and such members shall be entitled to receive disability retirement pay as prescribed in subsection (d) of this section: *Provided*, That if condition (5) above is met by a finding that such disability is of a permanent nature, such member may be retired by the Secretary concerned and, upon retirement, shall be entitled to receive disability retirement pay as prescribed in subsection (d) of this section: *Provided further*, That if condition (3) above is not met because the disability is determined to be less than 30 per centum, the member concerned shall not be eligible for any disability retirement provided in this section, but may be separated for physical disability from the service concerned and upon separation shall be entitled to receive disability severance pay as prescribed in section 403 of this title: *And provided further*, That regardless of the percentage of disability determined to have been incurred, if condition (4) above is not met because the member concerned has completed less than eight years of active service as defined in section 412 of this title at the time he would otherwise have been retired pursuant to this subsection, the member concerned shall not be eligible for any disability retirement provided in this section, but may be separated for physical disability from the service concerned and upon separation shall be entitled to receive disability severance pay as prescribed in section 403 of this title.

Post, p. 824.

Post, p. 818.
Permanent disability.

Disability severance pay.

Post, p. 820.

Post, p. 824.

Post, p. 820.
Part-time service members.

(c) Upon a determination by the Secretary concerned (1) that a member of the uniformed services, other than those members covered in subsections (a) and (b) of this section, is unfit to perform the duties of his office, rank, grade, or rating by reason of physical disability resulting from an injury; (2) that such injury was not the result of the intentional misconduct or willful neglect of such member; (3) that such disability is 30 per centum or more in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration; (4) that such injury was the proximate result

Disability retire-
ment pay.

Disability severance
pay.

Post, p. 820.
Temporary disabil-
ity retired list.

Limitation.

Computation of
pay.

Post, p. 824.

Fractional year.

Temporary rank,
etc.

Limitations.

Credit for promo-
tion.

of the performance of active duty, full-time training duty, other full-time duty, or inactive duty training, as the case may be; and (5) that accepted medical principles indicate that such disability may be of a permanent nature, the name of such member shall be placed upon the temporary disability retired list of his service by the Secretary concerned and such member shall be entitled to receive disability retirement pay as prescribed in subsection (d) of this section: *Provided*, That if condition (5) above is met by a finding that such disability is of a permanent nature, such member may be retired by the Secretary concerned and, upon retirement, shall be entitled to receive disability retirement pay as prescribed in subsection (d) of this section: *Provided further*, That if condition (3) above is not met because the disability is determined to be less than 30 per centum, the member concerned shall not be eligible for any disability retirement provided in this section, but may be separated for physical disability from the service concerned and upon separation shall be entitled to receive disability severance pay as prescribed in section 403 of this title.

(d) A member of the uniformed services whose name is placed upon the temporary disability retired list of his service pursuant to subsections (a), (b), or (c) of this section, for the period during which his name is carried on such temporary disability retired list, but in no event to exceed a period of five years, or a member of the uniformed services who is retired pursuant to the provisions of this title, shall be entitled to receive disability retirement pay computed, at his election, by multiplying an amount equal to the monthly basic pay of the rank, grade, or rating held by him at the time of the placement of his name on the temporary disability retired list or at the time of his retirement, whichever is earlier, by (1) a number equal to the number of years of active service to which such member is entitled under the provisions of section 412 of this title, multiplied by $2\frac{1}{2}$ per centum, or (2) the percentage of his physical disability as of the time his name was placed on the temporary disability retired list or at the time of retirement, whichever is earlier: *Provided*, That for the purpose of the computation of (1) above, fractions of one-half year or more of active service shall be counted as a whole year: *Provided further*, That the disability retirement pay of any such member who shall have held a temporary rank, grade, or rating higher than the rank, grade, or rating held by him at the time of placement of his name upon the temporary disability retired list or at the time of his retirement, whichever is earlier, and who shall have served satisfactorily in such higher rank, grade, or rating as determined by the Secretary concerned, shall be computed on the basis of the monthly basic pay of such higher rank, grade, or rating to which he would have been entitled had he been serving on active duty in such higher rank, grade, or rating at the time of placement of his name on the temporary disability retired list or at the time of retirement, whichever is earlier: *Provided further*, That in no case shall such disability retirement pay exceed 75 per centum of the basic pay upon which the computation is based: *Provided further*, That the disability retirement pay of any member whose name is carried on the temporary disability retired list shall, for so long as his name is carried on such list, be not less than 50 per centum of the basic pay upon which the computation is based: *Provided further*, That if the physical disability entitling such member to disability retirement pay is found to exist as a result of a physical examination given in connection with effecting a permanent promotion or a temporary promotion where eligibility for such temporary promotion was required to have been based upon cumulative years of service or years of service in rank, grade, or rating, the disability retirement pay of such member shall be based upon the basic pay of the rank, grade, or rating to which such member would have

been promoted but for such disability, if such rank, grade, or rating is higher than any other rank, grade, or rating upon which such pay is herein authorized to be computed and which such member would have been entitled to receive if serving on active duty in such rank, grade, or rating: *And provided further*, That for any member who, for any reason, has been or hereafter may be retired or whose name is carried on a temporary disability retired list and who, while in such status, serves on active duty, and while so serving, incurs a physical disability of 30 per centum or more in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration or incurs a physical disability in addition to or an aggravation of the physical disability for which he was retired or for which his name was placed on the temporary disability retired list, shall, if qualified therefor pursuant to this title, be entitled, on his return to a retired status or to the temporary disability retired list, to receive either (1) disability retirement pay as provided in this section, using as multipliers the highest percentages and basic pay which he attained while serving on such active duty, or (2) retirement pay or retired pay, as the case may be, as provided by any law in effect at the time of his retirement; and, in addition thereto, if such member is, during such period of active duty, promoted to a rank, grade, or rating higher than that rank, grade, or rating on which his retired pay, retirement pay, or disability retirement pay was based, and has served satisfactorily in such higher rank, grade, or rating as determined by the Secretary concerned, be entitled, on his return to a retired status or to the temporary disability retired list, to receive such retirement pay, disability retirement pay, or retired pay computed on the basis of the higher rank, grade, or rating and which such member would be entitled to receive if serving on active duty in such higher rank, grade, or rating.

Disability occurring on recall to active duty.

(e) A member of the uniformed services whose name has been placed upon the temporary disability retired list of his service shall be given periodic physical examinations, not less frequent than every eighteen months to determine whether the disability for which such member was temporarily retired has changed. If as a result of any such examinations, or upon the termination of a period of five years from the date of temporary disability retirement, it is determined (1) that the physical disability of such member is of permanent character and such disability is 30 per centum or more in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration, the name of such member shall be removed from the temporary disability retired list of his service and such member shall be permanently retired for physical disability and he shall be entitled to receive disability retirement pay as prescribed in subsection (d) of this section: *Provided*, That for the purpose of computing such pay the percentage of his physical disability shall be determined as of the time of his permanent retirement; (2) that the physical disability of such member is less than 30 per centum in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration, the name of such member shall be removed from the temporary disability retired list of the service concerned, and such member may be separated from the service concerned for physical disability and upon separation shall be entitled to receive disability severance pay as prescribed in section 403 of this title: *Provided further*, That at the end of a five-year period during which the name of a member is carried on a temporary disability retired list, the Secretary concerned shall make a final determination of such member's case and shall cause such member to be retired, separated, or treated as provided in section 405 of this title.

Physical examinations.

Permanent retirement.

Determination of percentage disability.

Disability severance pay.

Post, p. 820. Final determination.

Post, p. 821.

Disability with 20 years' service.

Post, p. 824.

Ante, p. 818.

Transfer to inactive status.

10 U. S. C., Supp. II, §§ 1036a, 1036e; 34 U. S. C., Supp. II, §§ 440i, 440m.
Ante, p. 693.

Ante, p. 816.

10 U. S. C., Supp. II, § 1036g; 34 U. S. C., Supp. II, § 440c.
62 Stat. 1087.
10 U. S. C., Supp. II, §§ 1036-1036i; 34 U. S. C., Supp. II, §§ 440h-440q.
Ante, p. 693.

53 Stat. 10.
26 U. S. C. § 22 (b) (5).
Reserve components.

(f) Notwithstanding the foregoing provisions of this section, any member of the uniformed services who shall have completed at least twenty years of active service as defined in section 412 of this title, and who is otherwise qualified to be retired for physical disability except that his disability is less than 30 per centum in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration, shall be retired and shall be entitled to receive disability retirement pay as prescribed in subsection (d) of this section: *Provided*, That the provisions of this section shall not be interpreted to limit the application of any provisions of law relating to voluntary or involuntary retirement.

(g) Notwithstanding the foregoing provisions of this section, any member of the Army of the United States, Navy, Air Force of the United States, Marine Corps, or the Coast Guard, and all Regular and Reserve components thereof, who shall have completed at least twenty years of satisfactory Federal service in the uniformed services as defined in sections 302 and 306 of the Act of July 29, 1948 (62 Stat. 1087, 1089; 10 U. S. C. 1036a, 1036e), and who is otherwise qualified to be retired for physical disability except that his disability is less than 30 per centum in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration may elect, in lieu of being separated and receiving disability severance pay pursuant to title IV of this Act, to be transferred to the inactive status list of the uniformed service concerned pursuant to section 308 of the Act of June 29, 1948 (62 Stat. 1090; 10 U. S. C. 1036g), and be granted retired pay upon attaining the age of sixty years if eligible in all other respects to be granted retired pay as provided in title III of that Act.

(h) That part of the disability retirement pay computed on the basis of years of active service which is in excess of the disability retirement pay that a member would receive if such disability pay were computed on the basis of percentage of disability shall not be deemed to be a pension, annuity, or similar allowance for personal injuries or sickness resulting from active service in the armed service in the armed forces of any country within the meaning of section 22 (b) (5) of the Internal Revenue Code, as amended.

(i) All members of the reserve components heretofore or hereafter retired or granted retirement pay because of physical disability shall be entitled to the same pay, rights, benefits, and privileges provided by law or regulation for retired members of the regular services.

SEPARATION AND SEVERANCE PAY FOR PHYSICAL DISABILITY

Computation of pay.
Ante, p. 816.

Post, p. 824.

Fractional year.

Temporary rank, etc.

SEC. 403. A member of the uniformed services separated for physical disability pursuant to the provisions of section 402 of this title shall be entitled to receive disability severance pay computed as follows: An amount equal to two months' basic pay of the rank, grade, or rating held by such member at the time of the placement of his name on the temporary disability retired list or at the time of his separation, whichever is earlier, and which such member would be entitled to receive at the time of separation if serving on active duty in such rank, grade, or rating, multiplied by a number equal to the number of years of active service to which such member is entitled under the provisions of section 412 of this title but not to exceed a total of two years' basic pay: *Provided*, That for the purpose of this computation, fractions of one-half year or more of active service shall be counted as a whole year: *Provided further*, That the disability severance pay of any such member who shall have held a temporary rank, grade, or rating higher than the rank, grade, or rating held by him at the time of the placement of his name on the temporary disability

retired list or at the time of his separation, whichever is earlier, and who shall have served satisfactorily in such higher rank, grade, or rating as determined by the Secretary concerned, shall be computed on the basis of the monthly basic pay of such higher rank, grade, or rating to which he would have been entitled had he been serving on active duty in such higher rank, grade, or rating at the time of placement of his name on the temporary disability retired list or at the time of separation, whichever is earlier: *Provided further*, That if the physical disability entitling such member to disability severance pay is found to exist as a result of a physical examination given in connection with effecting a permanent promotion or a temporary promotion where eligibility for such temporary promotion was required to have been based upon cumulative years of service or years of service in rank, grade, or rating, the disability severance pay of such member shall be based upon the rank, grade, or rating to which such member would have been promoted but for such disability, if such rank, grade, or rating is higher than any other rank, grade, or rating upon which such severance pay is herein authorized to be computed and which such member would be entitled to receive at the time of placement of his name on the temporary disability retired list or at the time of separation, whichever is earlier, if serving on active duty in the higher grade: *And provided further*, That in the case of a former member of the uniformed services who has received disability severance pay as provided in this section, the amount of such disability severance pay shall be deducted from any compensation for himself or his dependents to which he or they becomes entitled thereafter under laws administered by the Veterans' Administration for the same disability, but no such deductions shall be made from any death compensation to which his dependents may become entitled subsequent to his death.

Credit for promotion.

Deduction from disability compensation.

PERIODIC PHYSICAL EXAMINATIONS

SEC. 404. (a) A member of the uniformed services whose name is hereafter placed upon the temporary disability retired list may be required to submit to periodic physical examinations during the period in which his name is carried on such list.

(b) A member of the uniformed services whose name is placed upon the temporary disability retired list and who is required to submit to a periodic physical examination shall, for travel performed, be entitled to receive the travel and transportation allowance authorized for the rank, grade, or rating in which retired for temporary duty travel performed while on active duty. Failure of any such member to report for any periodic physical examination after receipt of proper notification may be considered cause for terminating his disability retirement pay, except that such payments shall be reinstated at a later date if just cause existed for such failure to report, in which case payments may be retroactive for a period of not to exceed one year.

Travel allowance.

Failure to report for examination.

RECOVERY FROM PHYSICAL DISABILITY

SEC. 405. (a) If, as a result of a periodic physical examination, a member of a Regular component of the uniformed services whose name has been placed on the temporary disability retired list is found to be physically fit to perform the duties of his office, rank, grade, or rating, he shall, subject to his consent, if an officer, be called to active duty and, as soon thereafter as practicable, be reappointed, subject to the provisions of section 407 of this title, to the active list of his Regular component, or, if an enlisted person, be reenlisted in his Regular component.

Post, p. 822.

(b) If, as a result of a periodic physical examination, a member of a Reserve component of the uniformed services whose name has

Reserve members.

been placed on the temporary disability retired list is found to be physically fit to perform the duties of his office, rank, grade, or rating, he shall, subject to his consent, be reappointed or reenlisted, as the case may be, in his Reserve component: *Provided*, That if the name of such member was placed on the temporary disability retired list for physical disability incurred while serving in the National Guard of the United States, or in the Air National Guard of the United States, he shall, subject to his consent, if not reappointed or reenlisted, as the case may be, in the component from which removed, be appointed, reappointed, enlisted, or reenlisted, as the case may be, in the Organized Reserve Corps or the Air Force Reserve.

Replacement on active list.

(c) Any appointment, reappointment, enlistment, or reenlistment authorized pursuant to subsection (a) or subsection (b) of this section shall be in a rank, grade, or rating not lower than the rank, grade, or rating permanently held at the time of placement of the name of the member concerned upon the temporary disability retired list, and may be in the rank, grade, or rating immediately above the rank, grade, or rating permanently held at the time of placement of the name of the member concerned upon the temporary disability retired list. When seniority in rank, grade, or rating or years of service is an applicable factor in qualifying a member of the uniformed services for future promotion, such member who is being reappointed or reenlisted pursuant to this section shall, for the purpose of placement on a lineal list, promotion list, or other similar list, be given such seniority in rank, grade, or rating or be credited with such years of service as may be authorized by the Secretary concerned. Action under this subsection shall be taken on a fair and equitable basis, and regard shall be given to the probable opportunities for advancement and promotion to which such member might reasonably have become entitled but for placement of his name upon the temporary disability retired list.

TERMINATION OF TEMPORARY DISABILITY RETIREMENT PAY

SEC. 406. (a) If, as a result of a periodic physical examination, a member of the uniformed services whose name appears on the temporary disability retired list is found to be physically fit to perform the duties of his office, rank, grade, or rating, he shall—

(1) if an officer of a Regular component, have his disability retirement pay terminated upon the date of his recall to active duty and his status on the temporary disability retired list terminated on the date of his reappointment to the active list;

(2) if an enlisted person of a Regular component, have both his status on such temporary disability retired list and his disability retirement pay terminated on the date of his reenlistment in the Regular component from which placed on the temporary disability retired list; or

(3) if a member of a Reserve component, have such status and his disability retirement pay terminated on the date of his reappointment or reenlistment in a Reserve component, as the case may be.

Ante, p. 821.

(b) If any such member does not consent to any action taken pursuant to either subsection (a) or subsection (b) of section 405 of this title, his status on the temporary disability retired list and his disability retirement pay shall be terminated as soon thereafter as practicable.

REAPPOINTMENT TO THE ACTIVE LIST OF OFFICERS PLACED ON THE TEMPORARY DISABILITY RETIRED LIST

SEC. 407. (a) The President, by and with the advice and consent of the Senate, is hereby authorized, in his discretion, to reappoint to the

active list of the appropriate Regular component of the uniformed services those commissioned officers of the Regular components of the uniformed services whose names have been placed on the temporary disability retired list and who are subsequently found to be physically fit to perform the duties of their office, rank, or grade on active duty. The President, or the Secretary concerned, as the case may be, is authorized to reappoint to the active list of the appropriate Regular component of the uniformed services those warrant officers of the Regular component of the uniformed services whose names have been placed on the temporary disability retired list and who are subsequently found to be physically fit to perform the duties of their office, rank, or grade.

(b) Irrespective of any vacancy in a grade, the authorized number of officers in such grade shall be temporarily increased, if necessary, to authorize appointments made pursuant to section 405 of this title.

Temporary increase
of authorized number.

Ante, p. 821.

PHYSICAL DISABILITY RESULTING FROM INTENTIONAL MISCONDUCT OR WILLFUL NEGLECT

SEC. 408. When a member of the uniformed services incurs a physical disability which is determined to render him unfit to perform the duties of his office, rank, grade, or rating and which is determined to have resulted from his intentional misconduct or willful neglect, or was incurred during a period of unauthorized absence, such member shall be separated from his service without entitlement to any of the benefits of this title.

RANK OR GRADE IN WHICH RETIRED

SEC. 409. A member of the uniformed services who is retired pursuant to this title shall be retired in the rank, grade, or rating upon which his disability retirement pay is based or in such higher rank, grade, or rating as may be authorized by law at time of retirement.

CESSATION OF BENEFITS UPON SEPARATION

SEC. 410. Any former member who has been separated for physical disability from any of the uniformed services and paid disability severance pay pursuant to this title shall not thereafter, unless such former member again becomes a member of the uniformed services, be entitled to receive from the service from which such former member was separated any payment for any monetary obligation provided under any provision of law administered by any uniformed service or for such uniformed service by any other uniformed service on account of or arising out of such former member's service on or prior to such separation: *Provided*, That such separation shall not operate to bar the former member concerned from receiving or the service concerned from paying any moneys due and payable on the date of separation, or any moneys that become due as a result of a valid claim processed against the Government pursuant to any provisions of law.

Payment of moneys
due.

MEMBERS OR FORMER MEMBERS HERETOFORE RETIRED FOR PHYSICAL DISABILITY

SEC. 411. Pursuant to such regulations as the President may prescribe, (1) any member or former member of the uniformed services heretofore retired by reason of physical disability and now receiving or entitled to receive retired or retirement pay; (2) any former member of the uniformed services heretofore granted or entitled to receive retirement pay for physical disability; (3) any member of the Army Nurse Corps or any person entitled to the rights, privileges, and benefits of members of the Army Nurse Corps, retired for disability under

10 U. S. C. § 937.

34 U. S. C. § 436,
Supp. II, § 436 note.

Determination of
percentage of disabili-
ty.
Ante, pp. 816, 817.

Post, p. 829.
Basis of retirement
pay.

62 Stat. 211.
10 U. S. C., Supp.
II, §§ 1033-1035; 34
U. S. C., Supp. II,
§§ 43m-43o.

Ante, p. 823; *supra*.

39 Stat. 166; 52 Stat.
1175.
10 U. S. C. § 2 *et seq.*;
Supp. II, § 2 *et seq.*; 32
U. S. C. § 1 *et seq.*;
Supp. II, § 1 *et seq.*; 34
U. S. C. § 853j; Supp.
II, § 853b *et seq.*
Post, pp. 836, 837,
840.
39 Stat. 167, 203, 206,
207.
10 U. S. C. §§ 4, 22-
25, 32-36, 38; 32 U. S. C.
§§ 63-66, 144-146, 171-
176; Supp. II, § 62.
Ante, p. 823.

10 U. S. C., Supp.
II, § 1036b; 34 U. S. C.,
Supp. II, § 440j.
Ante, p. 693.

the Act of June 20, 1930 (46 Stat. 790), as amended; and (4) any member of the Navy Nurse Corps, or any person entitled to the rights, privileges, and benefits of members of the Navy Nurse Corps, retired for disability prior to December 23, 1942, under the Act of June 20, 1930 (46 Stat. 790), as amended, may elect within the five-year period following the effective date of this title, (A) to qualify for disability retirement pay under the provisions of this Act and, dependent on his qualification, shall be entitled to receive either the disability retirement pay or the disability severance pay prescribed in this title: *Provided*, That the determination of the percentage of disability as prescribed in sections 402 (a) (3), 402 (b) (3), or 402 (c) (3), as applicable, shall be based upon the disability of such member, former member, or person, as of the time he was last retired or as of the time he was granted retirement pay, as the case may be, and the percentage of such disability will be determined in accordance with the standard schedule of rating disabilities in current use by the Veterans' Administration; or (B) to receive retired pay or retirement pay computed by one of the two methods contained in section 511 of this Act: *Provided further*, That the retired or retirement pay of each person referred to in (3) and (4) above shall, unless a higher rank or grade is authorized by any provision of law, be based upon the commissioned officer rank or grade authorized for such persons by the Act of May 7, 1948 (Public Law 517, Eightieth Congress).

DEFINITION OF ACTIVE SERVICE

SEC. 412. For the purposes of this title, the term "active service" shall be interpreted to mean (1) for members of the Regular components of the uniformed services and for those members, former members, and persons referred to in section 411 (1), (3), and (4), all service as a member of the uniformed services, or as a nurse, or as a contract nurse prior to February 2, 1901, or as a reserve nurse subsequent to February 2, 1901, or as a contract surgeon, or as a contract dental surgeon, or as an acting dental surgeon, or as a veterinarian in the Quartermaster Department, Cavalry, or Field Artillery, or as an Army field clerk or as a field clerk, Army Quartermaster Corps, while on the active list or on active duty or while participating in full-time training or other full-time duty provided for or authorized in the National Defense Act, as amended, the Naval Reserve Act of 1938, as amended, or in other provisions of law, including participation in exercises or performances of the duties provided for by sections 5, 81, 92, 94, 97, and 99 of the National Defense Act, as amended, or all service which such member, former member, or person has or is deemed to have pursuant to law for the purpose of separation or mandatory elimination from the active list of his uniformed service; (2) for members of the reserve components of the uniformed services, other than commissioned officers of the Reserve Corps of the Public Health Service, and for former members referred to in section 411 (2) that service which is equal to the number of years which would be used by such members or former members as a multiplier in the computation of their retired pay pursuant to section 303 of the Act of June 29, 1948 (ch. 708, 62 Stat. 1088); and (3) for commissioned officers of the Public Health Service, heretofore retired for physical disability or hereafter retired or separated for physical disability pursuant to this Act, in addition to the service creditable as active service under (1) above, their service, other than commissioned service, with the Public Health Service.

REGULATIONS

SEC. 413. The Secretary concerned shall prescribe regulations for the administration of this title within his department or agency,

including regulations which shall provide that no member of the uniformed services shall be separated or retired for physical disability without a full and fair hearing if such member shall demand it.

POWERS, DUTIES, AND FUNCTIONS

SEC. 414. (a) All duties, powers, and functions incident to the determination of fitness for active service, percentage of disability at the time of separation from active service, and suitability for re-entry into active service and entitlement to and payment of disability severance pay shall be vested in the Secretary concerned.

(b) All duties, powers, and functions incident to payments of disability retirement pay, hospitalization, and reexaminations shall be vested in the Secretary concerned or in the Administrator of Veterans' Affairs under regulations promulgated by the President.

SEC. 415. Any member who, on the effective date of this Act, is a hospital patient and who within six months of the effective date of this Act is retired as a result of a physical disability growing out of the injury or disease for which he was hospitalized as of the date of enactment of this Act, may elect to receive retirement benefits computed under the laws in effect on the date preceding the date of enactment of this Act.

Retirement benefits under prior laws.

TITLE V—MISCELLANEOUS PROVISIONS

TRAINING DUTY WITH OR WITHOUT PAY OF RESERVE AND NATIONAL GUARD PERSONNEL

SEC. 501. (a) Under such regulations as the Secretary concerned may prescribe, and to the extent provided for by law and by appropriations, members of the National Guard, Air National Guard, National Guard of the United States, the Air National Guard of the United States, Organized Reserve Corps, Naval Reserve, Marine Corps Reserve, Coast Guard Reserve, and the Reserve Corps of the Public Health Service, shall be entitled to receive compensation at the rate of one-thirtieth of the basic pay authorized for such members of the uniformed services when entitled to receive basic pay, for each regular period of instruction, or period of appropriate duty, at which they shall have been engaged for not less than two hours, including those performed on Sundays and holidays, or for the performance of such other equivalent training, instruction, or duty or appropriate duties as may be prescribed by the Secretary concerned: *Provided*, That for each of the several classes of organizations prescribed for the National Guard, Air National Guard, National Guard of the United States, the Air National Guard of the United States, the Organized Reserve Corps, Naval Reserve, Marine Corps Reserve, Coast Guard Reserve, and the Reserve Corps of the Public Health Service, the rules applicable to each of which services and classes within service may differ, the Secretary concerned—

Duty two hours or over.

(1) shall prescribe minimum standards which must be met before an assembly for drill or other equivalent period of training, instruction, or duty or appropriate duties may be credited for pay purposes, which minimum standards may require the presence for duty of officers and enlisted personnel equal to or in excess of a minimum number or percentage of unit strength for a specified period of time with participation in a prescribed character of training;

(2) shall prescribe the maximum number of assemblies, or periods of other equivalent training, instruction, or duty or appropriate duties, which may be counted for pay purposes in each fiscal year;

Authority of Secretaries.

(3) shall prescribe the maximum number of assemblies, or periods of other equivalent training, instruction, or duty or appropriate duties which can be counted for pay purposes in lesser periods of time; and

(4) shall prescribe the minimum number of assemblies or periods of other equivalent training, instruction, or duty or appropriate duties, which must be completed in stated periods of time before the personnel of organizations or units can qualify for pay.

Additional training
without pay.

(b) Members of the National Guard, Air National Guard, National Guard of the United States, the Air National Guard of the United States, Organized Reserve Corps, Naval Reserve, Marine Corps Reserve, Coast Guard Reserve, and the Reserve Corps of the Public Health Service, may be given additional training or other duty as provided for by law, without pay, as may be authorized by the Secretary concerned, with their consent, and when such authorized training or other duty without pay is performed they may, in the discretion of the Secretary concerned, be furnished with transportation to and from such duty, with subsistence en route, and, during the performance of such duty, be furnished with subsistence and quarters in kind or commutation thereof at a rate to be fixed from time to time by the Secretary concerned.

Officers with admin-
istrative functions.

(c) In addition to pay provided in subsection (a) of this section, officers of the National Guard, Air National Guard, National Guard of the United States, the Air National Guard of the United States, Organized Reserve Corps, Naval Reserve, Marine Corps Reserve, Coast Guard Reserve, and the Reserve Corps of the Public Health Service, commanding organizations having administrative functions connected therewith shall, whether or not such officers belong to such organizations, be entitled to receive not more than \$240 a year for the faithful performance of such administrative functions under such regulations as the Secretary concerned may prescribe; and for the purpose of determining how much shall be paid to such officers so performing such functions, the Secretary concerned may, from time to time, divide them into classes and fix the amount payable to the officers in each class.

Incentive pay.

(d) Under such regulations as the President may prescribe and to the extent provided for by appropriations, members of the National Guard, Air National Guard, National Guard of the United States, the Air National Guard of the United States, Organized Reserve Corps, Naval Reserve, Marine Corps Reserve, Coast Guard Reserve, and the Reserve Corps of the Public Health Service entitled to receive compensation pursuant to subsection (a) of this section shall, when required by competent orders to perform any hazardous duty prescribed by or pursuant to section 204 of this Act for members of the uniformed services entitled to receive basic pay and when in consequence of such orders they do perform any hazardous duty so prescribed, be entitled to receive an increase in compensation equal to one-thirtieth of the monthly incentive pay authorized by section 204 of this Act for the performance of such hazardous duty by members of the uniformed services of corresponding grades entitled to receive basic pay, such increase to be paid to such members, as long as they are qualified to receive such increase, for each regular period of instruction, or period of appropriate duty, at which they shall have been engaged for not less than two hours, including those performed on Sundays and holidays, or for the performance of such other equivalent training, instruction, or duty or appropriate duties as may be prescribed by the Secretary concerned pursuant to subsection (a) of this section.

Ante, p. 809.

(e) The provision of subsections (a), (b), (c), and (d) of this section shall not apply when such members are entitled to receive basic pay as provided for in title II of this Act.

(f) (1) Section 55a of the National Defense Act, as amended (10 U. S. C. 422), is hereby amended by striking out the words "subsection (c), section 14, Pay Readjustment Act of 1942, as amended", appearing in the third proviso thereof and inserting in lieu thereof the words "subsection (a) of section 501 of the Career Compensation Act of 1949".

(2) Sections 55a, 109, and 110 of the National Defense Act, as amended, are hereby amended by striking out the words "section 14 of the Pay Readjustment Act of 1942, as amended", wherever appearing therein, and inserting in lieu thereof the words "section 501 of the Career Compensation Act of 1949".

(3) Section 501 of this Act and sections 55a, 109, and 110 of the National Defense Act, as amended, shall be applicable to the Department of the Air Force: *Provided*, That all references in section 501 of this Act and sections 55a, 109, and 110 of the National Defense Act, as amended, to the Secretary of the Army, the Department of the Army, the Regular Army, the National Guard, the National Guard of the United States, the Organized Reserve Corps, the Officers' Reserve Corps, the Enlisted Reserve Corps and the Organized Reserves, shall be construed for the purpose of interpreting section 501 of this Act and sections 55a, 109, and 110 of the National Defense Act, as amended, as likewise referring to the Secretary of the Air Force, the Department of the Air Force, the Regular Air Force, the Air National Guard, the Air National Guard of the United States, the Air Force Reserve, the officers' section of the Air Force Reserve, the enlisted section of the Air Force Reserve, and personnel of the Organized Reserves transferred to the Department of the Air Force, respectively.

ACTIVE SERVICE CREDIT IN COAST AND GEODETIC SURVEY

SEC. 502. Active service in the Coast and Geodetic Survey as deck officer or junior engineer and active service counted on June 30, 1922, for longevity pay, shall be credited to commissioned officers as active commissioned service for purposes of pay, allowances, retirement, and retirement pay.

PAYMENTS BASED ON PURPORTED MARRIAGES

SEC. 503. Payments of allowances based on a purported marriage and made prior to judicial annulment or termination of such marriage which have been or which hereafter may be made under the Pay Readjustment Act of 1942, as amended, or under this Act are valid: *Provided*, That it is adjudged or decreed by a court of competent jurisdiction that the marriage was entered into in good faith on the part of the spouse in the uniformed services or that, in the absence of such a judgment or decree, such finding of good faith is made by the Secretary concerned or by such person as he may designate for the purpose.

CONTRACT SURGEONS

SEC. 504. Contract surgeons who are serving full time with any of the uniformed services shall be entitled to be paid the minimum basic pay, the basic allowances, and such other allowances as are authorized by this Act to be paid to commissioned officers in pay grade O-2. Contract surgeons who are serving part time with any of the uniformed services shall be entitled to receive the allowances for travel and transportation prescribed pursuant to this Act under the same conditions and in the same amount as are applicable to commissioned officers.

Ante, p. 805.

41 Stat. 780.
10 U. S. C., Supp.
II, § 422.
56 Stat. 367.
37 U. S. C., Supp.
II, § 114 (c).
Post, p. 839.

41 Stat. 780; 39 Stat.
209.
10 U. S. C., Supp.
II, § 422; 32 U. S. C.
§§ 156, 154; Supp. II,
§ 154.

Applicability to Air
Force.
41 Stat. 780; 39 Stat.
209.
10 U. S. C., Supp.
II, § 422; 32 U. S. C.
§§ 156, 154; Supp. II,
§ 154.

56 Stat. 359.
37 U. S. C. §§ 101-
120; Supp. II, § 101b
et seq.
Post, pp. 839, 840.

ENLISTED PERSONS—CLOTHING ALLOWANCE

SEC. 505. The President may prescribe the quantity and kind of clothing which shall be furnished annually to enlisted men of the Army, the Navy, the Air Force, the Marine Corps, the Coast Guard, the Naval Reserve, the Marine Corps Reserve, the National Guard, the Air National Guard, the National Guard of the United States, the Air National Guard of the United States, the Organized Reserve Corps, the Air Force Reserve, and the Coast Guard Reserve, and he may prescribe the amount of a cash allowance to be paid to such enlisted men in any case in which clothing is not so furnished to them.

ALLOWANCE—SHORE PATROL DUTY

SEC. 506. Officers, midshipmen, and cadets of the Navy, the Marine Corps, and the Coast Guard when absent from a vessel or designated post of duty while assigned to shore patrol duty may be paid their actual expenses.

PAY AND ALLOWANCES—ENLISTED MEN—PHILIPPINE SCOUTS—INSULAR FORCE OF THE NAVY

SEC. 507. (a) The pay and allowances of whatever nature and kind to be authorized for the enlisted men of the Philippine Scouts shall be fixed by the Secretary of the Army and shall not exceed or be of other classes than those now or which may hereafter be authorized by law for enlisted men of the Regular Army.

(b) The pay and allowances of whatever nature and kind to be authorized for the enlisted men of the insular force of the Navy shall be fixed by the Secretary of the Navy, and shall not exceed or be of other classes than those now, or which may hereafter be authorized by law for enlisted men of the Regular Navy.

PAY AND ALLOWANCES—CADETS AND MIDSHIPMEN

SEC. 508. Cadets at the United States Military Academy, midshipmen at the United States Naval Academy, and cadets at the Coast Guard Academy shall be entitled to receive pay at the rate of \$936 per annum, and to receive allowances as now or hereafter provided by law for midshipmen in the Navy, and to transportation, including reimbursement of traveling expenses, while traveling under orders as a cadet or midshipman.

ASSIMILATION TO PAY AND ALLOWANCES OF COMMISSIONED OFFICERS

Ante, pp. 805, 812.

SEC. 509. The provisions of titles II and III of this Act shall apply equally to those persons serving, not as commissioned officers in any of the uniformed services, but whose pay or allowances, or both, under existing law are assimilated to the pay and allowances of a commissioned officer of any grade or rank of any of the uniformed services.

DAILY RATE OF PAY AND ALLOWANCES

SEC. 510. Members of the uniformed services who shall become entitled to receive any pay and allowances authorized by this Act for a continuous period of less than one month shall be entitled to receive such pay and allowances for each day of such period at the rate of one-thirtieth of the monthly amount of such pay and allowances, and the thirty-first day of a calendar month shall not be excluded from the computation.

RETIRED AND RETAINER PAY OF MEMBERS ON RETIRED LISTS OR RECEIVING
RETAINER PAY

SEC. 511. On and after the effective date of this section (1) members of the uniformed services heretofore retired for reasons other than for physical disability, (2) members heretofore transferred to the Fleet Reserve or the Fleet Marine Corps Reserve, and (3) members of the Army Nurse Corps or the Navy Nurse Corps heretofore retired under the Act of May 13, 1926 (44 Stat. 513), shall be entitled to receive retired pay, retirement pay, retainer pay, or equivalent pay, in the amount whichever is the greater, computed by one of the following methods: (a) The monthly retired pay, retainer pay, or equivalent pay in the amount authorized for such members and former members by provisions of law in effect on the day immediately preceding the date of enactment of this Act, or (b) monthly retired pay, retirement pay, retainer pay, or equivalent pay equal to $2\frac{1}{2}$ per centum of the monthly basic pay of the highest federally recognized rank, grade, or rating, whether under a permanent or temporary appointment, satisfactorily held, by such member or former member, as determined by the Secretary concerned, and which such member, former member, or person would be entitled to receive if serving on active duty in such rank, grade, or rating, multiplied by the number of years of active service creditable to him: *Provided*, That for the purpose of the computation of (b) above, fractions of one-half year or more of active service shall be counted as a whole year: *Provided further*, That in no case shall such retired pay, retainer pay, or equivalent pay exceed 75 per centum of the monthly basic pay upon which the computation is based: *Provided further*, That for the purposes of this section, the term "active service" as used herein shall mean all service as a member or as a former member of the uniformed services, or as a nurse, or as a contract nurse prior to February 2, 1901, or as a reserve nurse subsequent to February 2, 1901, or as a contract surgeon, or as a contract dental surgeon, or as an acting dental surgeon, or as a veterinarian in the Quartermaster Department, Cavalry, or Field Artillery, or as an Army field clerk or as a field clerk, Army Quartermaster Corps, while on the active list or on active duty or while participating in full-time training or other full-time duty provided for or authorized in the National Defense Act, as amended, the Naval Reserve Act of 1938, as amended, or in other provisions of law, including participation in exercises or performance of the duties provided for by sections 5, 81, 92, 94, 97, and 99 of the National Defense Act, as amended, and in the case of commissioned officers of the Public Health Service, that service which is creditable pursuant to part (3) of section 412 of this Act: *Provided further*, That the retired or retirement pay of each member referred to in (3) above shall, unless a higher rank or grade is authorized by any provision of law, be based upon the commissioned-officer grade authorized for such member by the Act of May 7, 1948 (Public Law 517, Eightieth Congress): *Provided further*, That (a) enlisted persons or former enlisted persons of the Regular Army or Regular Air Force who have been transferred prior to the effective date of this section to the Enlisted Reserve Corps or to the enlisted section of the Air Force Reserve and placed on the retired list of the Regular Army or the Regular Air Force, respectively, under the provisions of section 4 of the Act of October 6, 1945 (59 Stat. 539; 10 U. S. C. 948), as amended, and (b) enlisted persons or former enlisted persons of the Regular Navy or Regular Marine Corps who have been transferred prior to the effective date of this section to the Fleet Reserve or the Fleet Marine Corps Reserve under

44 Stat. 531.
10 U. S. C. §§ 1029-
1032; 34 U. S. C.
§§ 438-440a; Supp. II,
§§ 436-440a note.
Computation of
pay.

Fractional year.

Limitation.

"Active service."

39 Stat. 166; 52 Stat.
1175.
10 U. S. C. § 2 *et seq.*;
Supp. II, § 2 *et seq.*; 32
U. S. C. § 1 *et seq.*;
Supp. II, § 1 *et seq.*; 34
U. S. C. § 853; Supp.
II, § 853b *et seq.*
Post, pp. 836, 837,
840.
39 Stat. 167, 203, 206,
207.
10 U. S. C. §§ 4, 22-
25, 30-36, 38; 32 U. S. C.
§§ 63-66, 141-146, 171-
176; Supp. II, § 62.
Post, p. 836.
Ante, p. 824.
62 Stat. 211.
10 U. S. C., Supp.
II, §§ 1033-1035; 34
U. S. C., Supp. II,
§§ 43m-43o.
30 years' service re-
quirement.

52 Stat. 1178.
34 U. S. C. §§ 854-854g.

Restoration to former retired status.

the provisions of title II of the Naval Reserve Act of 1938, as amended, shall not be entitled to have their retired pay or retainer pay computed on the basis of the highest officer or warrant-officer grade held by them as authorized by this section until they have completed thirty years of service, to include the sum of their active service and their service on the retired list or in the Fleet Reserve or in the Fleet Marine Corps Reserve, as required by existing law: *And provided further*, That enlisted persons and warrant officers of the uniformed services, heretofore or hereafter advanced on the retired list to a higher officer rank or grade pursuant to any provision of law shall, if application therefor is made to the Secretary concerned within one year from the effective date of this section or within one year after the date of advancement on the retired list, whichever is the later, and subject to the approval of the Secretary concerned, be restored to their former retired enlisted or warrant-officer status, as the case may be, and shall thereafter be deemed to be enlisted or warrant-officer personnel, as appropriate, for all purposes, including the computation of their retired pay based on such enlisted or warrant-officer rank, grade, or rating, as the case may be.

RETIRED PAY OF MEMBERS AND FORMER MEMBERS OF RESERVE COMPONENTS

10 U. S. C., Supp. II, §§ 1036-1036i; 14 U. S. C., Supp. II, § 186 and note; 34 U. S. C., Supp. II, §§ 440h-440q.
Ante, pp. 693, 565.
10 U. S. C., Supp. II, § 1036d; 34 U. S. C., Supp. II, § 440i.

34 U. S. C., Supp. II, § 855h.

SEC. 512. On and after the effective date of this section, any person who heretofore has been granted retired pay or who hereafter is granted retired pay pursuant to title III of the Act of June 29, 1948 (ch. 708, 62 Stat. 1087), shall have his retired pay computed as authorized by the aforesaid title III on the basis of the pay provided for in this Act: *Provided*, That, notwithstanding the provisions of section 305 of the Act of June 29, 1948 (62 Stat. 1089), any member or former member of the Naval Reserve or Marine Corps Reserve heretofore placed on the Honorary Retired List of the Naval Reserve or Marine Corps Reserve with pay as provided in sections 309 and 310 of the Naval Reserve Act of 1938 (52 Stat. 1183; 34 U. S. C. 855h, i), as amended, shall be entitled to have such pay computed as provided in this section.

RETIRED PAY GRADE OF CERTAIN WARRANT OFFICERS AND ENLISTED PERSONS

Restoration to former retired status.

SEC. 513. Any enlisted person or warrant officer of the uniformed services who served in World War I, heretofore or hereafter retired for any reason, shall (1) be advanced on the retired list of the service concerned to the highest federally recognized officer rank or grade satisfactorily held by such enlisted person or warrant officer under a permanent or temporary appointment for any period of service between April 6, 1917, and November 11, 1918, and (2) if not entitled to receive retired pay or disability retirement pay based on a higher officer rank or grade by some other provision of law, be entitled to receive retired pay or disability retirement pay computed on the basis of the officer rank or grade to which previously advanced on a retired list or computed on the basis of the officer grade or rank authorized by this section: *Provided*, That enlisted persons and warrant officers of the uniformed services, heretofore or hereafter advanced on the retired list to a higher officer rank or grade pursuant to any provision of law shall, if application therefor is made to the Secretary concerned within one year from the effective date of this section or within one year after the date of advancement on the retired list, whichever is the later, and subject to the approval of the Secretary concerned, be restored to their former retired enlisted or warrant-officer status, as the case may be, and shall thereafter be deemed to be enlisted or warrant-officer personnel, as appropriate, for all purposes, including

the computation of their retired pay based on such enlisted or warrant-officer rank, grade, or rating, as the case may be.

RETIRED MEMBERS AND FORMER MEMBERS SERVING ON ACTIVE DUTY

SEC. 514. Retired members and former members of the uniformed services, including members of the Fleet Reserve and the Fleet Marine Corps Reserve, shall, when serving on active duty, be entitled to receive the pay and allowances to which entitled by the provisions of this Act for the grade or rank in which they are serving on such active duty, and shall, when on such active-duty status, have the same pay and allowance rights while on leave of absence or while sick as members of the uniformed services entitled to receive basic pay of similar grade or rank, and, if death occurs when on active-duty status, while on leave of absence, or while sick, their dependents shall not thereby be deprived of any of the benefits provided in the Act of December 17, 1919 (41 Stat. 367; 10 U. S. C. 903), as amended, and in the Act of June 4, 1920 (41 Stat. 824; 34 U. S. C. 943), as amended.

34 U. S. C., Supp. II, § 943 note.

PROVISION TO RETAIN PRESENT COMPENSATION AND TO LIMIT THE APPLICATION OF THE SERVICEMEN'S DEPENDENTS ALLOWANCE ACT OF 1942, AS AMENDED

SEC. 515. (a) No member serving on active duty on the effective date of this Act shall, prior to July 1, 1952, and while serving on continuous active duty, including for the purpose of such continuous active-duty service in a reenlistment entered into within three months from the date of last discharge, suffer any reduction by reason of this Act in the total compensation which he is entitled to receive under any provision of law in effect on the day immediately preceding such effective date: *Provided*, That (1) the provisions of this subsection shall cease to apply to such member whenever he shall become entitled to receive total compensation in excess of the amount to which he was entitled on the day preceding such effective date; and (2) the provisions of this subsection shall cease to apply to any part of such total compensation upon the failure of such member to qualify therefor: *Provided further*, That for the purposes of this subsection the computation of such total compensation shall not include contributions by the Government under the Servicemen's Dependents Allowance Act of 1942, as amended, travel and transportation allowances, per diem and station allowances, pay of court stenographers of the Army and Air Force, enlistment allowance, or reenlistment bonuses.

Post, p. 841.

Nonapplicability of provisions.

Exclusions from computation.

56 Stat. 381.
37 U. S. C. §§ 201-221; 50 U. S. C. app. §§ 305, 315.
Post, p. 841.

(b) Any member who, on the effective date of this Act, is serving in an enlistment contracted prior to the date of enactment of this Act, or any member whose enlistment terminated in the period between the date of enactment and the effective date of this Act, both dates inclusive, and who has entered into a new enlistment within one month of such termination shall not, prior to the expiration of the enlistment or reenlistment described above, or July 1, 1952, whichever is earlier, suffer any reduction by reason of this Act in the total compensation which he is entitled to receive under any provision of law in effect on the day immediately preceding the effective date of this Act: *Provided*, That for the purposes of this subsection, unless otherwise provided, the computation of such total compensation shall not include travel and transportation allowances, per diem and station allowances, pay of court stenographers of the Army and Air Force, enlistment allowance, or reenlistment bonuses, and following that date which is the last day of the sixth calendar month following the month in which this Act is enacted, shall not include the contribution by the Government under the provisions of the Servicemen's Dependents Allowance Act of 1942, as amended, to monthly family allowance (1) for a father or

Exclusions from computation.

Monthly family allowance.
56 Stat. 381.
37 U. S. C. §§ 201-221; 50 U. S. C. app. §§ 305, 315.
Post, p. 841.

56 Stat. 381.
37 U. S. C. §§ 201-
221; 50 U. S. C. app.
§§ 305, 315.
Post, p. 841.

Nonapplicability of
provisions.

Furnishing of quar-
ters.

Ante, p. 812.
Discharge.

56 Stat. 381.
37 U. S. C. §§ 201-
221; 50 U. S. C. app.
§§ 305, 315.
Post, p. 841.

Ante, p. 831.

mother dependent for substantial support or (2) for a father or mother dependent for chief support when a monthly family allowance is authorized for a wife or child of such member or (3) for a brother or sister dependent for chief or substantial support, but shall include other contributions by the Government under the Servicemen's Dependents Allowance Act of 1942, as amended: *Provided further*, That, notwithstanding the provisions of the preceding proviso, in the case of any member who, on the effective date of this Act, is serving in an enlistment or reenlistment which was contracted prior to July 1, 1946, such member shall not, prior to the expiration of such enlistment or reenlistment or July 1, 1952, whichever is earlier, suffer any reduction by reason of this Act in the total compensation which he is entitled to receive under any provision of law in effect on the day immediately preceding the effective date of this Act, the computation of such total compensation, for the purpose of this proviso only, not to include travel and transportation allowances, per diem and station allowances, pay of court stenographers of the Army and Air Force, enlistment allowance, or reenlistment bonuses, but shall include all contributions by the Government under the Servicemen's Dependents Allowance Act of 1942, as amended: *Provided further*, That (1) the provisions of this subsection shall cease to apply to such member whenever he shall become entitled to receive total compensation under the provisions of this Act in excess of the amount of such total compensation to which he was entitled on the day preceding the effective date of this Act; and (2) the provisions of this subsection shall cease to apply to any part of such total compensation upon the failure of such member or his dependent or dependents to qualify therefor or to be entitled thereto: *Provided further*, That when a member is furnished Government quarters adequate for himself, if without dependents, or adequate for himself and dependents, if with dependents, the total sum saved for him by this subsection shall be reduced by the cash value of the basic allowance for quarters established under section 302 of this Act: *And provided further*, That in the case of any enlisted person on active duty on the effective date of this Act whose total compensation, not including travel and transportation allowances, per diem and station allowances, pay of court stenographers of the Army and Air Force, enlistment allowance, or reenlistment bonuses, but including the amount of the Government's contribution to such member's dependents under the Servicemen's Dependents Allowance Act of 1942, as amended, on the day immediately preceding the effective date of this Act, exceeds the amount of the total compensation to which he would become entitled under the provisions of this Act, not including any Government contributions to his dependents under the Servicemen's Dependents Allowance Act of 1942, as amended, he shall, if application is made within one year from the effective date of this Act, be discharged by the Secretary concerned.

(c) Notwithstanding any other provision of law, the provisions of the Servicemen's Dependents Allowance Act of 1942, as amended, shall, on the date of enactment of this Act, become inoperative for the dependent or dependents of all members other than those prescribed in subsection (b) of this section.

PROVISIONS RELATING TO INCREASE OF RETIRED PAY BY ACTIVE DUTY

SEC. 516. Members and former members of the uniformed services, including members of the Fleet Reserve and the Fleet Marine Corps Reserve, who have been, or may hereafter be, retired or transferred to the Fleet Reserve or Fleet Marine Corps Reserve and entitled to receive retired pay, retirement pay, retainer pay, or equivalent pay computed under the provisions of this or any other Act, shall be

entitled, subject to the provisions hereinafter listed, to receive increases in such retired pay, retirement pay, retainer pay, or equivalent pay for all active duty performed after retirement or transfer to the Fleet Reserve or the Fleet Marine Corps Reserve: *Provided*, That the retired pay, retirement pay, retainer pay, or equivalent pay to which such member or former member shall be entitled upon his release from active duty shall be computed by multiplying the years of service creditable to him for purposes of computing retired pay, retirement pay, retainer pay, or equivalent pay at the time of his retirement or transfer plus the number of years of subsequent active duty performed by him by $2\frac{1}{2}$ per centum, and by multiplying the product thus obtained by the base and longevity pay or the basic pay, as the case may be, of the rank or grade in which he would be eligible, at the time of his release from active duty, to be retired or transferred except for the fact that he is already a retired person or a member of the Fleet Reserve or Fleet Marine Corps Reserve: *Provided*, That for the purpose of computing increases in retired pay, retirement pay, retainer pay, or equivalent pay of any member or former member, fractions of one-half year or more of active duty performed subsequent to retirement or transfer by such member or former member shall be counted as a whole year: *Provided further*, That in the case of an officer heretofore retired with pay computed at a rate of either 3 or 4 per centum as the multiplier for each year of service allowed in the computation of the retired pay, active duty performed subsequent to the effective date of this section shall not increase the retired or retirement pay for such officer upon his return to retired status unless such officer elects to have his retired or retirement pay computed by one of the two methods provided in section 511 of this Act, subject to the limitations imposed therein: *And provided further*, That in no event shall retired pay, retirement pay, retainer pay, or equivalent pay exceed 75 per centum of the active-duty pay or basic pay which such person would be entitled to receive if he were serving on active duty in the rank or grade which is the basis for the computation of his retired pay, retirement pay, retainer pay, or equivalent pay.

Computation of pay.

Fractional year.

Election of computation method.

Ante, p. 829. Limitation.

SAVING PROVISION AND AMENDMENTS RELATING TO MEMBERS OF THE MARINE BAND

SEC. 517. (a) Section 11 of the Act of March 4, 1925, as amended by section 1 (c) of the Act of June 29, 1946 (60 Stat. 343; 34 U. S. C. 701), is hereby further amended to read as follows:

43 Stat. 1274.

"Sec. 11. The band of the United States Marine Corps shall consist of one leader, who shall be paid the basic pay, the basic allowances, and such other allowances as are authorized by the Career Compensation Act of 1949 to be paid to commissioned officers in pay grade O-3 and with the same number of cumulative years of service; one second leader, who shall be paid the basic pay, the basic allowances, and such other allowances as are authorized by the Career Compensation Act of 1949 to be paid to warrant officers in pay grade W-3 and with the same number of cumulative years of service, and such other personnel in such numbers and distributed in such grades and ranks as the Secretary of the Navy may determine necessary and appropriate: *Provided*, That hereafter during concert tours approved by the President, personnel of the Marine Band shall suffer no loss of allowances."

Concert tours.

(b) Personnel of the band of the United States Marine Corps serving under appointments authorized by law in effect on the date of enactment of this Act who may be appointed to appropriate grades or ranks in consequence of the amendment of such law by subsection (a) of this section shall not suffer by reason of such appointment any

Restriction.

reduction in the pay and allowances to which they would have been entitled either in their current enlistment or during any subsequent enlistment or after transfer to the Fleet Marine Corps Reserve or to the retired list. No former member of the band of the United States Marine Corps who has been heretofore retired or heretofore transferred to the Fleet Marine Corps Reserve shall suffer any reduction in retirement or retainer pay to which he would otherwise have been entitled but for enactment of this Act.

SAVING PROVISION RELATING TO FORMER LIGHTHOUSE SERVICE AND FORMER BUREAU OF MARINE INSPECTION PERSONNEL

SEC. 518. Nothing contained in this Act shall be construed to diminish any of the rights, benefits, and privileges authorized and conferred—

14 U. S. C. §§ 10f-10h, 20b, 20c, 50, 181; Supp. II, § 180.
Ante, p. 564.
 62 Stat. 644.
 14 U. S. C., Supp. II, § 180.
Ante, p. 565.
 61 Stat. 410.
 14 U. S. C., Supp. II, §§ 6c (6), 20a-1 (7), 20a-2 (6).
Ante, p. 565.

(1) by the Act of August 5, 1939 (53 Stat. 1216), as amended by the Act of June 24, 1948 (Public Law 761, Eightieth Congress), upon personnel of the former Lighthouse Service; and

(2) by the Act of July 23, 1947 (61 Stat. 411), for personnel of the categories described in sections 3 (6), 5 (7), and 6 (5) of said Act,

who were commissioned, appointed, or enlisted in the regular Coast Guard pursuant to said Acts of August 5, 1939, and July 23, 1947, respectively.

SAVING PROVISION RELATING TO MEMBERS AND FORMER MEMBERS RECEIVING RETIREMENT PAY ON DATE OF ENACTMENT OF THIS ACT

SEC. 519. Any member or former member of the uniformed services or any person entitled to the rights, benefits, and privileges of a member or former member of the uniformed services, including any person entitled to the benefits provided in the Act of May 7, 1948 (62 Stat. 211), who on the date of enactment of this Act, is receiving or is entitled to receive retired or retirement pay pursuant to any provision of law, shall, notwithstanding the provisions of this Act, be entitled to continue to receive or shall continue his entitlement to receive that retired or retirement pay which such member or former member is entitled to receive under any provision of law in effect on the day preceding date of enactment of this Act.

10 U. S. C., Supp. II, §§ 1033-1035; 34 U. S. C., Supp. II, §§ 43m-43o.

SAVING PROVISION RELATING TO LAWS PROVIDING FOR PAY REPEALED BY THIS ACT

SEC. 520. Any provision of law which, on the date of enactment of this Act, entitles any person to be retired, to receive pay, retired pay, retirement pay, or retainer pay, or other monetary benefit, and which is directly repealed, impliedly repealed, or amended by the provisions of this Act, shall, if the entitlement of such person to such retirement, pay, retired pay, retirement pay, retainer pay, or other monetary benefit is saved by the provisions of this Act, be continued in full force and effect for such entitlement and for such a time as such entitlement may exist.

PROVISIONS OF THE PUBLIC HEALTH SERVICE ACT AMENDED AND REPEALED

SEC. 521. The following sections, subsections, and other provisions of the Act of July 1, 1944 (ch. 373, 58 Stat. 682), as amended, are amended or repealed as hereinafter in this section indicated:

(a) Wherever the words "pay and pay period" appear in subsection (d) of section 207, such words shall be deleted and the words "basic pay" shall be substituted in lieu thereof.

(b) Subsections (b) and (d) of section 208 are repealed. Subsections (c), (e), (f), (g), and (h) of said section are redesignated as

42 U. S. C. § 201 note; Supp. II, § 201 *et seq.*

62 Stat. 40.
 42 U. S. C., Supp. II, § 209 (d).
 58 Stat. 636.
 42 U. S. C., Supp. II, § 210.

subsections (b), (c), (d), (e), and (f), respectively. Subsection (a) and the subsection herein redesignated as subsection (e) of said section are amended as follows:

"(a) Commissioned officers of the Regular and Reserve Corps shall be entitled to receive such pay and allowances as are now or may hereafter be authorized by law."

"(e) Whenever any noncommissioned officer or other employee of the Service is assigned for duty which the Surgeon General finds requires intimate contact with persons afflicted with leprosy, he may be entitled to receive, as provided by regulations of the President, in addition to any pay or compensation to which he may otherwise be entitled, not more than one-half of such pay or compensation."

(c) Subsection (g) of section 210 is amended by deleting therefrom the words "incurred in line of duty" wherever they appear.

(d) Section 211 is amended by repealing subsection (a) thereof; by redesignating subsections (b), (c), (d), (e), (f), (g), and (h) thereof as subsections (a), (b), (c), (d), (e), (f), and (g), respectively; and by changing "subsection (c)" to "subsection (b)" in the subsection hereby redesignated as subsection (a). The subsections hereby redesignated as subsections (b), (c), and (g) of said section are amended to read:

"(b) (1) Any commissioned officer of the Regular Corps who at the time of his original appointment was more than forty-five years of age shall upon his retirement for age pursuant to subsection (a) of this section be entitled to retired pay at the rate of 4 per centum of his active pay at the time of such retirement for each twelve months of active commissioned service, including any such service in the Army, Navy, or Coast Guard, but in no case more than 75 per centum of such active pay.

"(2) The retired pay of an officer, who is retired pursuant to subsection (a) of this section or pursuant to paragraph (1) of this subsection and who has served four years or more as Surgeon General, Deputy Surgeon General, or Assistant Surgeon General, shall be based on the pay of the highest grade held by him as such Surgeon General, Deputy Surgeon General, or Assistant Surgeon General.

"(c) In time of war, a commissioned officer who has been retired under the provisions of subsection (a) of this section may, in accordance with regulations of the President, be recalled to active duty.

"(g) A commissioned officer shall be retired or separated from the Service for physical disability depending upon his eligibility for such retirement or separation under other provisions of law and be paid such retirement or such severance pay to which he may be entitled under such other provisions of law."

(e) Subsection (d) of section 214 is amended by deleting therefrom the words "longevity pay" and substituting in lieu thereof the words "the computation of basic pay".

(f) Subsection (b) of section 215 is amended by deleting therefrom the words "travel, transportation of household goods and effects, and".

(g) Section 706 is amended by deleting the words "subsection (c) (1)" and inserting in lieu thereof the words "subsection (b) (1)" and by deleting the words "subsection (b)" and inserting in lieu thereof the words "subsection (a)".

Duty with leprosy patients.

62 Stat. 43.
42 U. S. C., Supp.
II, § 211 (g).

58 Stat. 688; 62 Stat.
46.
42 U. S. C. § 212;
Supp. II, § 212.

Officers of Regular
Corps over 45 when
originally appointed.

Recall to active
duty.

Retirement for
physical disability.

58 Stat. 690.
42 U. S. C. § 216 (d).

58 Stat. 690.
42 U. S. C. § 216 (b);

58 Stat. 713; 60 Stat.
1049.
42 U. S. C., Supp.
II, § 230.

PROVISIONS RELATING TO RETIREMENT OF OFFICERS SPECIALLY COMMENDED FOR PERFORMANCE OF DUTY IN COMBAT

SEC. 522. (a) Section 412 (a) of the Officer Personnel Act of 1947 is hereby amended by deleting the words "and with three-fourths of the active-duty pay of the grade in which serving at the time of

61 Stat. 874.
34 U. S. C., Supp.
II, § 410n.

retirement" as they appear in lines 8 and 9 of the said section on page 874, volume 61, Statutes at Large.

Ante, p. 560.

(b) The Act of June 6, 1942 (ch. 383, 56 Stat. 328; 14 U. S. C. 174a; 33 U. S. C. 864e), is hereby amended by striking out the words "and with three-fourths of the active-duty pay of the grade in which serving at the time of retirement." and by inserting in lieu thereof the words ": *Provided*, That the provisions of this Act shall not apply in the case of any officer who has been so commended if the act or service justifying the commendation was performed after December 31, 1946."

61 Stat. 874.
34 U. S. C., Supp.
II, § 410n.
Ante, p. 835.
14 U. S. C. 174a;
33 U. S. C. § 864e.
Ante, p. 560.

(c) Nothing contained in subsections (a) and (b) of this section shall be held to reduce the retired pay of any officer placed on a retired list prior to the effective date of this section, nor shall the provisions of section 412 (a) of the Officer Personnel Act of 1947, as amended by subsection (a) of this section, or the Act of June 6, 1942 (ch. 383, 56 Stat. 328), as amended by subsection (b) of this section, be construed as granting any increased retired pay to any person by virtue of the higher grade or rank to which such person is or may become entitled to pursuant to such provisions of law.

AMENDMENTS OF THE ACT OF JUNE 3, 1916 (39 STAT. 190; 41 STAT. 776)

SEC. 523. (a) Section 30 of the Act of June 3, 1916 (39 Stat. 187; 10 U. S. C. 658), as amended, is amended by deleting therefrom the third, the seventh, and the ninth sentences of the first paragraph.

41 Stat. 776.
10 U. S. C. § 364,
369; Supp. II, § 361.

(b) Section 37a of the National Defense Act of 1916, as amended, is amended by inserting a period after the words "and length of active service" and deleting the rest of said section.

48 Stat. 155.
32 U. S. C. § 142a.

(c) Section 38 of the National Defense Act of 1916, as amended, is amended by deleting the following words therefrom: "and mileage from his home to his first station and from his last station to his home".

AMENDMENT OF THE ACT OF FEBRUARY 18, 1946 (60 STAT. 20)

SEC. 524. That part of title III of the Act of February 18, 1946 (60 Stat. 20; 37 U. S. C. 112c), which authorizes transportation of dependents and household effects of civilian and naval personnel of the Naval Establishment stationed outside continental United States is amended by deleting therefrom all reference to Naval personnel.

AMENDMENTS OF THE ACT OF JUNE 5, 1942 (56 STAT. 315)

56 Stat. 315.

SEC. 525. (a) Subsection (e) of section 4 of the Act of June 5, 1942 (56 Stat. 314), as added by section 4 of the Act of February 12, 1946 (60 Stat. 5; 50 App. U. S. C. 764 (e)), as amended, is amended by deleting therefrom the reference to section 4 (a), 4 (b), and 4 (c).

(b) Section 5 of the Act of June 5, 1942 (56 Stat. 316; 50 App. U. S. C. 765), is amended by deleting therefrom all reference to military personnel.

AMENDMENT OF THE ACT OF MAY 27, 1908 (35 STAT. 418)

SEC. 526. Paragraph 23, heading "Office of the Fourth Assistant Postmaster General", of the Act of May 27, 1908 (35 Stat. 418; 39 U. S. C. 134), as amended, is amended by deleting the last sentence thereof.

AMENDMENT OF SECTION 4 OF THE NAVAL AVIATION CADET ACT OF 1942 (56 STAT. 737)

SEC. 527. Section 4 of the Naval Aviation Cadet Act of 1942 (56 Stat. 737; 34 U. S. C. 850c), is hereby amended to read as follows:

"SEC. 4. Aviation cadets, while on active duty, shall be entitled to be paid at the rate of \$105 per month, which pay shall include extra pay for flying. They shall be entitled to receive, in addition, the same allowance for subsistence as is now or may hereafter be authorized for officers of the Navy, and shall, while on active duty, be furnished quarters, medical care, and hospitalization, and shall be issued uniforms, clothing, and equipment at Government expense. When traveling under orders, aviation cadets shall be entitled to receive transportation and other necessary expenses incident to such travel, or cash in lieu thereof, on the same basis and at the same rates as are now or may hereafter be prescribed for enlisted personnel of the Navy."

Active duty pay
and allowances.

AMENDMENT OF SECTION 4 OF THE ARMY AVIATION CADET ACT (55 STAT. 240)

SEC. 528. The first five sentences of section 4 of the Army Aviation Cadet Act (55 Stat. 240; 10 U. S. C. 303, 304, 304b), as amended, are hereby further amended to read as follows:

"Aviation cadets, while on active duty, shall be entitled to be paid at the rate of \$105 per month, which pay shall include extra pay for flying. They shall be entitled to receive, in addition, the same allowance for subsistence as is now or may hereafter be authorized for officers of the Army, and shall, while on active duty, be furnished quarters, medical care, and hospitalization, and shall be issued uniforms, clothing, and equipment at Government expense. When traveling under orders, aviation cadets shall be entitled to receive transportation and other necessary expenses incident to such travel, or cash in lieu thereof, on the same basis and at the same rates as are now or may hereafter be prescribed for enlisted personnel of the Army."

Active duty pay
and allowances.

AMENDMENT OF THE ACT OF JUNE 30, 1941 (55 STAT. 394)

SEC. 529. The Act of June 30, 1941 (55 Stat. 394; 10 U. S. C. 656, 939, 982a), as amended, is hereby amended by deleting therefrom sections 1, 2, and 3.

AMENDMENT TO THE NATIONAL DEFENSE ACT

SEC. 530. (a) Section 71 of the National Defense Act, as amended (32 U. S. C. 4b), is hereby amended by striking out the period at the end of the section, inserting a comma in lieu thereof, and adding the following: "and, in addition thereto, shall include any officer of the National Guard of any State, Territory, or of the District of Columbia who has been temporarily extended Federal recognition by the Secretary of the Army under such regulations as he may prescribe, and who shall have successfully passed the examination prescribed in section 75 of the National Defense Act, as amended, pending final determination of his eligibility for, and his appointment as, an officer of the National Guard of the United States in the grade concerned, and if and when so appointed the appointment shall be dated and shall be deemed to have been effective from the date of such recognition, however, such temporary extension of Federal recognition shall be granted only when such officer takes oath that during such recognition he will perform all Federal duties and obligations required of him the same as though he were appointed as an officer of the National Guard of the United States in such grade, and such temporary recognition may be withdrawn at any time and if not sooner withdrawn or replaced by permanent recognition as an officer of the National Guard of the United States in such grade it shall automatically terminate six months after its effective date."

48 Stat. 157.

Officers temporarily
extended Federal recognition.

39 Stat. 202.
32 U. S. C. § 113.

Applicability to Air Force.
39 Stat. 166.
10 U. S. C., Supp. II, § 2.

61 Stat. 495.
5 U. S. C., Supp. II, § 171 note.

(b) The foregoing amendment in subsection (a) of this section and section 1 of the National Defense Act, as amended, shall apply to the Department of the Air Force and to the Regular and Reserve components of the Air Force in the same manner that it would so apply had it been enacted prior to the enactment of the National Security Act of 1947 (Public Law 253, Eightieth Congress, approved July 26, 1947).

ACTS AND PARTS OF ACTS REPEALED

SEC. 531. (a) All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed on the date such provisions of this Act become effective, and the provisions of this Act shall be in effect in lieu thereof, and such repeal shall include, but shall not be limited to, the Acts and parts of Acts repealed in subsection (b), (c), and (d) of this section.

(b) The following Acts and parts of Acts are hereby repealed:

(1) Section 1245 of the Revised Statutes (10 U. S. C. 931).

(2) Section 1251 of the Revised Statutes (10 U. S. C. 933).

(3) Section 1252 of the Revised Statutes (10 U. S. C. 934).

(4) Section 1253 of the Revised Statutes (10 U. S. C. 966).

(5) That part of section 1261 of the Revised Statutes (10 U. S. C. 692) which provides additional pay for aids to brigadier generals and major generals.

34 U. S. C., Supp. II, § 413.

(6) Section 1454 of the Revised Statutes (34 U. S. C. 418), as amended.

(7) Section 1588 of the Revised Statutes (34 U. S. C. 991) as amended.

(8) Section 1612 of the Revised Statutes (34 U. S. C. 971).

(9) Section 1613 of the Revised Statutes (34 U. S. C. 972).

(10) The third proviso of section 3 of the Act of October 1, 1890 (26 Stat. 562; 10 U. S. C. 932).

Ante, p. 562.

(11) Section 6 of the Act of April 12, 1902 (32 Stat. 101; 14 U. S. C. 169), as amended.

(12) That part of paragraph 3, heading "Marine Corps", of the Act of March 2, 1907 (34 Stat. 1200; 34 U. S. C. 973) which provides additional pay for privates of the Marine Corps regularly detailed and serving as cooks.

10 U. S. C., Supp. II, § 803 note.

(13) That part of paragraph 3, heading "Pay of enlisted men", of the Act of May 11, 1908 (35 Stat. 108; 10 U. S. C. 803), as amended, which authorizes additional pay to an officer of the Army below the grade of major required to be mounted who provides himself with suitable mounts at his own expense.

(14) That part of paragraph 2, heading "Pay of the Navy", of the Act of May 13, 1908 (35 Stat. 128; 34 U. S. C. 867), which provides additional pay for aids to rear admirals of the Navy.

(15) That part of paragraph 14, heading "Miscellaneous", of the Act of August 24, 1912 (37 Stat. 575; 10 U. S. C. 644), which authorizes additional pay for enlisted men of the Army detailed to serve as stenographic reporters.

(16) That part of section 1 of the Act of March 4, 1915 (38 Stat. 1063; 10 U. S. C. 750a), as amended, which relates to expenses of officers abroad as observers of foreign armies at war.

(17) That part of section 127a of the Act of June 3, 1916, as added by section 51 of the Act of June 4, 1920 (41 Stat. 785; 10 U. S. C. 301), which relates to additional pay for military aviators and junior military aviators.

(18) That part of section 127a of the Act of June 3, 1916, as added by section 51 of the Act of June 4, 1920 (41 Stat. 785; 37 U. S. C. 4b), which provides for longevity pay for service in the Regular, provisional, or temporary forces.

(19) That part of section 1 of the Act of August 29, 1916 (39 Stat. 629; 10 U. S. C. 935), as amended, which reads as follows:

"That the Secretary of the Army shall make a list of all officers of the Army who have been placed on the retired list for disability and shall cause such officers to be examined at intervals as may be advisable, and such officers as shall be found to have recovered from such disabilities or to be able to perform service of value to the Government sufficient to warrant such action shall be assigned to such duty as the Secretary of the Army may approve."

(20) Paragraph 4, heading "Medals of Honor, Distinguished Service Crosses, and Distinguished Service Medals", of the Act of July 9, 1918 (40 Stat. 871; 10 U. S. C. 696).

(21) That part of subchapter IX of the Act of July 9, 1918 (40 Stat. 882; 10 U. S. C. 276), which relates to pay and allowances of warrant officers of the Army Mine Planter Service.

(22) Section 4 of the Act of February 4, 1919 (40 Stat. 1056) as renumbered section 6 and amended by section 1 of the Act of August 7, 1942 (56 Stat. 744; 34 U. S. C. 357).

(23) Section 13 of the Act of July 2, 1926 (44 Stat. 789; 10 U. S. C. 1430; 34 U. S. C. 364b).

(24) The Act of April 9, 1928 (ch. 327, 45 Stat. 412; 34 U. S. C. 886), as amended.

(25) Section 10 of the Act of June 16, 1933 (48 Stat. 307; 37 U. S. C. 29a).

(26) The Act of August 25, 1937 (ch. 769, 50 Stat. 805; 10 U. S. C. 699).

(27) That part of the Act of October 15, 1940 (ch. 885, 54 Stat. 1177; 10 U. S. C. 276, 277), which relates to pay and allowances of warrant officers of the Army Mine Planter Service.

(28) That part of section 6 of the Act of July 24, 1941 (55 Stat. 604; 34 U. S. C. 350e), as amended, which relates to pay and allowances, and section 8 of such Act (55 Stat. 604; 34 U. S. C. 350g), as amended.

34 U. S. C., Supp. II, § 350g.

(29) Section 2 of the Act of August 18, 1941 (55 Stat. 629; 37 U. S. C. 16a), as amended.

37 U. S. C., Supp. II, § 16a note.

(30) That part of section 1 of the Act of August 21, 1941 (55 Stat. 651; 10 U. S. C. 593a) relating to base pay and allowances for warrant officers in the Army of the United States which precedes the proviso, and also all of said section 1 following the colon preceding the proviso.

(31) Section 7 of the Act of January 19, 1942 (56 Stat. 8; 33 U. S. C. 864d), as amended.

33 U. S. C., Supp. II, § 864d.

(32) So much of the second proviso of section 2 (b) of the Act of January 19, 1942 (56 Stat. 7; 33 U. S. C. 854a), as relates to pay, longevity pay, allowances, and retirement.

33 U. S. C., Supp. II, § 854a.

(33) Section 1 of the Act of May 4, 1942 (56 Stat. 266; 37 U. S. C. 18a).

(34) The Act of June 16, 1942 (56 Stat. 359), as amended, except section 12 of such Act, as amended, except that part of paragraph 1 of section 10 of such Act, as amended, which relates to enlisted personnel in a travel status, and except paragraph 4 of section 15 of such Act, as amended.

37 U. S. C. §§ 101-120; Supp. II, § 101b et seq.; 34 U. S. C. §§ 350b, 431; 10 U. S. C. §§ 980, 982a.

37 U. S. C. § 112.
Post, p. 840.
37 U. S. C. § 110; Supp. II, § 110.
Post, p. 840.
37 U. S. C. § 115.

(35) The Act of April 10, 1943 (ch. 47, 57 Stat. 62; 37 U. S. C. 118b) as amended.

(36) The Act of June 30, 1944 (ch. 335, 58 Stat. 648; 10 U. S. C. 1430a), as amended.

(37) The Act of July 6, 1945 (ch. 279, 59 Stat. 462; 10 U. S. C. 1430b), as amended.

10 U. S. C., Supp. II, § 1430a note.

(38) Section 5 of the Act of June 29, 1946 (60 Stat. 345; 37 U. S. C. 101a).

- (39) The Act of March 6, 1946 (ch. 49, 60 Stat. 32; 37 U. S. C. 103b), as amended.
- (40) Section 14 of the Act of August 2, 1946 (60 Stat. 854; 34 U. S. C. 889).
- (41) Sections 14, 15, and 16 (b) of the Act of June 3, 1948 (ch. 390, 62 Stat. 299, 300).
- (c) The following Acts and parts of Acts are hereby repealed:
- (1) That part of section 1 of the Act of August 5, 1882 (22 Stat. 286; 34 U. S. C. 892), which relates to officers of the Navy traveling abroad under orders.
- (2) That part of section 1 of the Act of March 3, 1883 (22 Stat. 456; 10 U. S. C. 747), which relates to computation of mileage and necessity for travel by officers of the Army.
- (3) Paragraph 21, heading "Miscellaneous", of the Act of June 12, 1906 (34 Stat. 246; 10 U. S. C. 743, 748, 870), as amended.
- (4) That part of paragraph 6, heading "Marine Corps", of the Act of March 3, 1909 (35 Stat. 774; 34 U. S. C. 977), which provides for settlement of traveling expense claims.
- (5) That part of the Act of March 23, 1910 (36 Stat. 255; 10 U. S. C. 821), under the heading "Quartermaster's Department", subheading "Transportation of the Army and its Supplies", which relates to reimbursement of the Government for excess baggage carried.
- (6) Section 126 of the Act of June 3, 1916 (39 Stat. 217; 10 U. S. C. 752; 14 U. S. C. 138; 34 U. S. C. 895), as amended.
- (7) That part of section 1 of the Act of August 29, 1916 (39 Stat. 633; 10 U. S. C. 823), as amended, which relates to transportation of baggage of enlisted men discharged for disability in line of duty.
- (8) That part of the Act of July 9, 1918 (40 Stat. 860; 10 U. S. C. 754), as amended, which relates to travel expenses of enlisted men incident to entry on or relief from active duty.
- (9) The Act of September 29, 1919 (ch. 65, 41 Stat. 288; 10 U. S. C. 753).
- (10) The first paragraph of section 5 of the Act of March 3, 1925 (43 Stat. 1190; 10 U. S. C. 306; 34 U. S. C. 893), as amended.
- (11) Subsections (a), (b), (c), and (d) of section 4 of the Act of June 5, 1942 (56 Stat. 315; 50 App. U. S. C. 764 (a), (b), (c), and (d)), as amended.
- (12) That part of paragraph 1 of section 10 of the Act of June 16, 1942 (56 Stat. 363; 37 U. S. C. 110), as amended, which relates to enlisted personnel in a travel status, and section 12 of such Act (56 Stat. 364; 37 U. S. C. 112), as amended.
- (13) The Act of October 14, 1942 (56 Stat. 786; 50 App. U. S. C. 831, 832, and 833), as amended.
- (14) The Act of October 29, 1942 (ch. 631, 56 Stat. 1011; 34 U. S. C. 899).
- (15) So much of section 1 of the Acts of June 26, 1943 (ch. 147, 57 Stat. 204), June 22, 1944 (ch. 269, 58 Stat. 309), May 29, 1945 (ch. 130, 59 Stat. 209), and section 101 of the Act of July 8, 1946 (ch. 543, 60 Stat. 488; 37 U. S. C. 112b), as relates to per diem allowances for naval officers traveling between places in the same vicinity, naval personnel on special duty in foreign countries and naval personnel of the Naval Air Transport Service.
- (16) The Act of November 28, 1943 (ch. 330, 57 Stat. 593; 50 App. U. S. C. 833, a, b, c, d, e, and f), as amended.
- (17) Section 1 of the Act of June 27, 1944 (58 Stat. 392; 37 U. S. C. 117b).
- (18) Section 6 of the Act of October 6, 1945 (ch. 393, 59 Stat. 539; 10 U. S. C. 751a; 34 U. S. C. 895a), as amended.
- (19) The Act of April 27, 1946 (60 Stat. 126, 127; 37 U. S. C. 112d-112i), as amended.

37 U. S. C., Supp. II, § 103b.

33 U. S. C., Supp. II, §§ 853m, 853n, 853o (b).

Ante, p. 558.

37 U. S. C., Supp. II, § 110.
Ante, p. 839.
Ante, p. 839.

50 U. S. C., Supp. II, app. §§ 831.

50 U. S. C. app. §§ 833a-833f; Supp. II, §§ 833a, 833b.

(20) The Act of March 26, 1947 (61 Stat. 23; 10 U. S. C. 760).

(d) The Servicemen's Dependents Allowance Act of 1942, as amended, is hereby repealed.

10 U. S. C., Supp.
II, § 760.
56 Stat. 381.
37 U. S. C., §§ 201-
221; 50 U. S. C. app.
§§ 305, 315.

AUTHORIZATION FOR APPROPRIATIONS

SEC. 532. There is hereby authorized to be appropriated, out of any moneys in the Treasury of the United States not otherwise appropriated, such sums as may be necessary to carry out the provisions of this Act.

EFFECTIVE DATE

SEC. 533. (a) Except as provided in subsections (b) and (c) of this section, this Act shall become effective on October 1, 1949, and no pay, allowances, or benefits provided herein shall accrue to any person for any period prior thereto.

(b) Section 515 of this Act shall become effective on the date of enactment of this Act.

(c) Subsection (c) of section 531 of this Act shall become effective on January 1, 1950.

Approved October 12, 1949.

Ante, p. 831.

Ante, p. 840.

[CHAPTER 685]

AN ACT

To provide for the advance planning of non-Federal public works.

October 13, 1949
[S. 2116]

[Public Law 352]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order (a) to encourage States and other non-Federal public agencies to maintain a continuing and adequate reserve of fully planned public works (exclusive of housing) readily available for use so as to permit the immediate commencement of construction of such public works when the economic situation may make such action desirable, (b) to enable the United States, through reference to such reserve of fully planned public works as reflected by records maintained and reports issued by the Administrator of General Services to adapt, insofar as practical and desirable, the planning and construction of needed Federal public works to the particular public works objectives of individual States and other non-Federal public agencies, and (c) thereby to attain maximum economy and efficiency in the planning and construction of local, State, and Federal public works, the Administrator of General Services is hereby authorized, during the period of two years immediately following the date upon which this Act becomes effective, to make loans or advances, from funds appropriated for that purpose, to the States, their agencies, and political subdivisions (hereinafter referred to as "public agencies") to aid in financing the cost of architectural, engineering, and economic investigations and studies, surveys, designs, plans, working drawings, specifications, procedures, and other action preliminary to the construction of public works (exclusive of housing): *Provided*, That the making of loans or advances hereunder shall not in any way commit the Congress to appropriate funds to undertake the construction of any public works so planned.

Non-Federal public
works.
Advance planning.

Loans, advances,
etc.

SEC. 2. Funds appropriated for the making of loans or advances hereunder shall be allocated by the Administrator of General Services among the several States in the following proportion: Seventy-five per centum in the proportion which the population of each State bears to the total population of all the States, as shown by the latest

Allocation of funds.

available United States census, and 25 per centum in accordance with the needs of the States as determined by the said Administrator: *Provided*, That the allotments to any State shall aggregate not less than one-half of 1 per centum of the total funds available for allotment hereunder.

Restriction.

SEC. 3. No loan or advance shall be made hereunder with respect to any individual project unless it conforms to an over-all State, local, or regional plan approved by a competent State, local, or regional authority.

Repayments.

SEC. 4. Loans or advances under this Act to any public agency shall be repaid without interest by such agency if and when the construction of the public works is undertaken or started. If the construction of the public works is not undertaken or started within three years after the full amount of the loan or advance therefor has been made and the Administrator of General Services shall determine (which determination shall be conclusive), after due notice and hearing, that the public agency has not acted in good faith either in obtaining the loan or advance or in failing to undertake or start the construction of such public works, the Administrator shall demand prompt payment of such loan or advance. In the event the loan or advance shall not have been repaid within said three-year period, such public agency shall not be eligible to apply for loans or advances on any other public works. All sums so repaid shall be covered into the Treasury as miscellaneous receipts.

Rules and regulations.

SEC. 5. The Administrator of General Services is authorized to prescribe rules and regulations to carry out the purposes of this Act.

Report to Congress.

SEC. 6. The Administrator of General Services shall submit quarterly to the Congress a report of his administration of the Act, including all expenditures and repayments made thereunder. Such reports shall, when submitted, be printed as public documents.

Appropriation authorized.
Post, p. 977.

SEC. 7. There are hereby authorized to be appropriated such amounts, not to exceed a total of \$100,000,000, as may be necessary to effectuate the purposes of this Act. Amounts so appropriated shall remain available until expended.

"State."

SEC. 8. As used in this Act, the term "State" shall include the District of Columbia, Alaska, Hawaii, and Puerto Rico.

Approved October 13, 1949.

[CHAPTER 686]

AN ACT

October 13, 1949
[H. R. 4381]
[Public Law 353]

To provide cumulative sick and emergency leave with pay for teachers and attendance officers in the employ of the Board of Education of the District of Columbia, and for other purposes.

District of Columbia Teachers' Leave Act of 1949.

Cumulative leave with pay.

Prior service credit.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all teachers and attendance officers in the employ of the Board of Education of the District of Columbia shall be entitled to cumulative leave with pay for personal illness, presence of contagious disease or other death in the home, or pressing personal emergency, in accordance with such rules and regulations as the said Board of Education may prescribe. Such cumulative leave with pay shall be granted at the rate of one day for each month from September through June of each year, both inclusive. The total cumulation shall not exceed sixty days for probationary and permanent teachers and attendance officers, and the total cumulation shall not exceed ten days for temporary teachers and attendance officers.

SEC. 2. In addition to the cumulative leave provided by the first section of this Act each probationary and permanent teacher shall be

credited on July 1, 1949, with one day of leave with pay for each complete year of service in the public schools of the District of Columbia prior to July 1, 1949: *Provided*, That the total amount to be credited under the provisions of this section shall not exceed twenty days and shall be granted for the same purposes as leave with pay is provided in the first section of this Act. Attendance officers shall be credited on July 1, 1949, with all cumulative leave with pay to which they are entitled on June 30, 1949, under the provisions of section 18 of the District of Columbia Teachers' Salary Act of 1947. The total cumulation of leave with pay allowable under this Act and the District of Columbia Teachers' Salary Act of 1947 shall not exceed sixty days, and no attendance officer shall be entitled to annual or sick leave with pay under the provisions of any other Act.

SEC. 3. Probationary and permanent teachers and attendance officers shall be entitled to use all leave to their credit when they are granted maternity leave by the Board of Education.

SEC. 4. In cases of serious disability or ailments, and when required by the exigencies of the situation, and in accordance with such rules and regulations as the Board of Education may prescribe, the superintendent of schools may advance additional leave with pay not to exceed twenty days to every probationary or permanent teacher or attendance officer who may apply for such advanced leave.

SEC. 5. In the event of separation from the service of any teacher or attendance officer who is indebted for unearned advanced leave, such teacher or attendance officer shall refund the amount of pay received for the period of such excess. If such teacher or attendance officer fails to make such refund, deductions therefor shall be made from any salary due him or from any amount standing to his credit under the provisions of the Act entitled "An Act for the retirement of public school teachers in the District of Columbia", approved August 7, 1946. The provisions of this section shall not apply in cases of death, retirement for disability, or in the event that the teacher or attendance officer to whom leave with pay has been advanced is unable to return to duty because of disability.

SEC. 6. The Board of Education is hereby authorized to employ substitute teachers and attendance officers for service during the absence of any teacher or attendance officer on leave with pay and to fix the rate of compensation to be paid such substitutes.

SEC. 7. The Board of Education is hereby authorized to prescribe such rules and regulations as it may deem necessary to carry this Act into effect. The term "teacher" used in this Act shall include all employees whose salaries are fixed by article I of title I of the District of Columbia Teachers' Salary Act of 1947. The term "attendance officers" shall include all employees whose salaries are fixed by class 32 in article II of title I of the District of Columbia Teachers' Salary Act of 1947.

SEC. 8. There is authorized to be appropriated, out of any moneys in the Treasury of the United States to the credit of the District of Columbia not otherwise appropriated, such sums as may be necessary to carry out the purposes of this Act, and any appropriations for the public schools of the District of Columbia for personal services are hereby made available for the payment of the substitutes provided for in section 6 of this Act.

SEC. 9. The following parts of Acts are hereby repealed:

(a) So much of section 14 of the Act entitled "An Act to fix and regulate the salaries of teachers, school officers, and other employees of the Board of Education of the District of Columbia, and for other purposes", approved July 7, 1947, as reads: "The said Board shall prescribe the amount to be deducted from the salary of any absent teacher for whom an annual substitute may perform service.";

Limitations.

Attendance officers.

61 Stat. 259.

61 Stat. 248.

Maternity leave.

Advance leave with pay.

Refund for unearned advanced leave.

60 Stat. 875.
D. C. Code, Supp.
VII, §§ 31-721 to 31-739.

Substitute teachers, etc.

Rules and regulations.

"Teacher."

61 Stat. 249.
"Attendance officers."
61 Stat. 252.

Appropriation authorized.

Repeals.

61 Stat. 259.

61 Stat. 259.

(b) Section 18 of the Act entitled "An Act to fix and regulate the salaries of teachers, school officers, and other employees of the Board of Education of the District of Columbia, and for other purposes", approved July 7, 1947; and

D. C. Code § 31-607.

(c) So much of the first section of the Act entitled "An Act making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and twelve, and for other purposes", approved March 4, 1911 (36 Stat. 1395), under the subheading "District of Columbia", as reads: "*Provided*, That leave of absence of any regularly employed teacher shall not exceed thirty calendar days in any one school year, and for this period such teacher who may be absent shall be paid, in case the absence is due to personal illness, death in family, or quarantine on account of contagious disease, the salary of the position, less the amount paid to the substitute teacher, and any absence in excess of said thirty days or absence for cause other than herein specified shall be without compensation: *Provided further*, That all other employees of the Board of Education may, in the discretion of said Board, be granted not exceeding thirty days' leave of absence with pay in any one calendar year, and in the event of the absence of any janitor, assistant janitor, engineer, assistant engineer, or caretaker, at any time during school sessions the Board of Education is hereby authorized to appoint a substitute, who shall be paid the salary of the position in which employed, and the amount paid to such substitute shall be deducted from the salary of the absent employee."

Short title.

SEC. 10. This Act may be cited as "District of Columbia Teachers' Leave Act of 1949".

Effective date.

SEC. 11. This Act shall become effective July 1, 1949.

Approved October 13, 1949.

[CHAPTER 687]

AN ACT

October 13, 1949
[H. R. 5328]
[Public Law 354]

Authorizing the Secretary of the Army to convey certain lands to the city and county of San Francisco.

San Francisco,
Calif.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized to convey by quitclaim deed to the city and county of San Francisco, for public park and recreational purposes, forty-two acres of land, more or less, in the city and county of San Francisco, State of California, being that portion of the Fort Funston Military Reservation situated north of the northerly boundary of land heretofore transferred by the Secretary of the Army to the Veterans' Administration, the exact description of land to be conveyed to be determined by the Secretary of the Army.

SEC. 2. The deed of conveyance authorized by section 1 of this Act shall provide as follows:

Rights reserved to
U. S.

a. That the United States shall reserve to itself the right to use and occupy for so long as is necessary all those living quarters and appurtenances thereto now located within the area to be conveyed, together with the free and full right of ingress to and egress from said quarters.

Grant of land to
State for National
Guard.

b. That the city and county of San Francisco shall grant to the State of California the use, for a period of ninety-nine years, of approximately seven acres of the land herein provided for conveyance for the purpose of erection thereon by the State of California of National Guard facilities, such grant to be upon condition that the activities of the National Guard on such land shall not be of such nature as would, in the judgment of the Administrator of Veterans' Affairs, interfere with the care and treatment

of patients in the Veterans' Administration hospital to be erected on land adjacent to the forty-two-acre tract referred to in section 1 of this Act, not precluding, however, the following activities: (1) The construction of National Guard facilities; (2) the operation of motor vehicles; (3) the assembling, moving, or passage of uniformed personnel: *Provided*, That such grant shall not be effective until the Governor of the State of California shall certify in writing to the Secretary of Defense that such land is needed by the State of California for the purpose of a site for a National Guard armory and for training the National Guard or for other related military purposes and that such land is suitable for such purposes.

Certification by Governor.

c. That there shall be reserved to the United States the existing water lines running through the property for so long as the use thereof may be required.

Water lines reserved to U. S.

d. That there shall be reserved to the United States, for use by the Veterans' Administration, a twenty-five-foot easement along the easterly portion of the property, the exact location of which to be determined by the city and county of San Francisco, the Department of the Army, and the Veterans' Administration.

Easement to U. S.

e. That there shall be reserved to the United States such additional easements, of whatsoever nature, as may be determined necessary by the Secretary of the Army.

Additional easements to U. S.

f. That there shall be reserved to the United States all interest in and to any oil, mineral, or fissionable material in said land.

Mineral, etc., rights reserved to U. S.

g. For such other terms, conditions, restrictions, and reservations as the Secretary of the Army shall deem necessary to protect the interests of the United States.

SEC. 3. In the event of breach by the grantee of any of the terms, conditions, restrictions, and reservations contained in said deed, or if the property authorized for conveyance by section 1 of this Act is used for any purpose other than mentioned in this Act, then title to the property shall revert to the United States and, in addition, all improvements made by the city and county of San Francisco or the State of California shall vest in the United States without payment of compensation therefor.

Reversion of title, etc., to U. S.

Approved October 13, 1949.

[CHAPTER 688]

AN ACT

Making appropriations for civil functions administered by the Department of the Army for the fiscal year ending June 30, 1950, and for other purposes.

October 13, 1949
[H. R. 3734]

[Public Law 355]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1950, for civil functions administered by the Department of the Army and for other purposes, namely:

Civil Functions Appropriation Act, 1950.

CIVIL FUNCTIONS, DEPARTMENT OF THE ARMY

QUARTERMASTER CORPS

CEMETERIAL EXPENSES

Cemeterial expenses: For maintaining and improving national cemeteries, including personal services and fuel for superintendents; purchase of grave sites; maintenance of the Arlington Memorial Amphitheater, chapel, and grounds in the Arlington National Cemetery, and that portion of Congressional Cemetery to which the United

States has title and the graves of those buried therein, including Confederate graves, and the burial site of Pushmataha, a Choctaw Indian chief; repair to roadways but not to more than a single approach road to any national cemetery; for headstones or markers for unmarked graves of soldiers, sailors, and marines under the Act of July 1, 1948 (Public Law 871), and civilians interred in post cemeteries; for maintenance of monuments, tablets, roads, fences, and so forth, made and constructed by the United States in Cuba and China to mark the places where American soldiers fell; maintenance of the Confederate Mound in Oakwood Cemetery at Chicago, the Confederate Stockade Cemetery at Johnstons Island, the Confederate burial plats owned by the United States in Confederate Cemetery at North Alton, the Confederate Cemetery, Camp Chase, at Columbus, the Confederate Cemetery at Point Lookout, and the Confederate Cemetery at Rock Island; and for maintenance of graves used by the Army for burials in commercial cemeteries; \$4,500,000: *Provided*, That no railroad shall be permitted upon any right-of-way which may have been acquired by the United States leading to a national cemetery, or to encroach upon any roads or walks constructed thereon and maintained by the United States: *Provided further*, That no part of this appropriation shall be used for repairing any roadway not owned by the United States within the corporate limits of any city, town, or village.

Headstones.
62 Stat. 1215.
24 U. S. C., Supp.
II, §§ 279a-279c.
Confederate ceme-
teries.

Commercial ceme-
teries.

Encroachment by
railroad.

Roadway repairs.

SIGNAL CORPS

ALASKA COMMUNICATION SYSTEM

Alaska Communication System: For expenses necessary for the operation, maintenance, and improvement of the Alaska Communication System, including purchase (not to exceed one) and hire of passenger motor vehicles, \$3,000,000, to remain available until the close of the fiscal year 1951, and in addition not to exceed 15 per centum of the current fiscal year receipts of the Alaska Communication System may be merged with and used for the purposes of this appropriation.

CORPS OF ENGINEERS

RIVERS AND HARBORS AND FLOOD CONTROL

To be immediately available and to be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers, and to remain available until expended: *Provided*, That the services of such additional technical and clerical personnel as the Secretary of the Army may deem necessary may be employed only in the Office of the Chief of Engineers, to carry into effect the various appropriations for rivers and harbors and flood control, surveys, and preparation for and the consideration of river and harbor and flood-control estimates and bills, to be paid from such appropriations: *Provided further*, That the expenditures on this account for the current fiscal year shall not exceed \$1,450,000, and the Secretary of the Army shall each year, in the Budget, report to Congress the number of persons so employed, their duties, and the amount paid to each: *Provided further*, That the various appropriations for rivers and harbors and flood control may be used for the purchase (for replacement only) in the current fiscal year of five hundred passenger motor vehicles and ten motorboats (to be acquired from surplus stock where practicable) and the purchase (not to exceed five, to be acquired from surplus stocks), maintenance, repair, and operation of aircraft.

Additional person-
nel.

Limitation on ex-
penditures.
Report to Congress.

Purchase of motor
vehicles, motorboats,
and aircraft.

RIVERS AND HARBORS

Maintenance and improvement of existing river and harbor works: For the preservation and maintenance of existing river and harbor works, and for the prosecution of such projects heretofore authorized as may be most desirable in the interests of commerce and navigation; for surveys of northern and northwestern lakes and other boundary and connecting waters as heretofore authorized, including the preparation, correction, printing, and issuing of charts and bulletins, and the investigation of lake levels; for prevention of obstructive and injurious deposits within the harbor and adjacent waters of New York City; for expenses of the California Débris Commission in carrying on the work authorized by the Act approved March 1, 1893, as amended (33 U. S. C. 661, 678, and 683); for removing sunken vessels or craft obstructing or endangering navigation as authorized by law; for operating and maintaining, keeping in repair, and continuing in use without interruption any lock, canal (except the Panama Canal), canalized river, or other public works for the use and benefit of navigation belonging to the United States; for payment annually of tuition fees of not to exceed one hundred student officers of the Corps of Engineers at civil technical institutions under the provisions of section 127a of the National Defense Act, as amended (10 U. S. C. 535); for examinations, surveys, and contingencies of rivers and harbors; for the execution of detailed investigations and the preparation of plans and specifications for projects heretofore or hereafter authorized; for examination of estimates of appropriations in the field; for printing and binding and office supplies and equipment required in the Office of the Chief of Engineers to carry out the purposes of this appropriation, including such printing, either during a recess or session of Congress, of surveys authorized by law, and such surveys as may be printed during a recess of Congress shall be printed, with illustrations, as documents of the next succeeding session of Congress: *Provided*, That no part of this appropriation shall be expended for any preliminary examination, survey, project, or estimate not authorized by law; \$197,489,690, of which sum the amount of \$34,270 shall be expended for a small boat harbor at Hastings, Minnesota: *Provided further*, That of the amount herein appropriated, \$478,520 shall be for repayments of advances made under the provisions of section 11, Act of March 3, 1925 (Public Law 585, Sixty-eighth Congress, 43 Stat. 1197): *Provided further*, That from this appropriation the Secretary of the Army may, in his discretion and on the recommendation of the Chief of Engineers based on the recommendation by the Board of Rivers and Harbors in the review of a report or reports authorized by law, expend such sums as may be necessary for the maintenance of harbor channels provided by a State, municipality, or other public agency, outside of harbor lines and serving essential needs of general commerce and navigation, such work to be subject to the conditions recommended by the Chief of Engineers in his report or reports thereon: *Provided further*, That not to exceed \$5,000 of the amount herein appropriated shall be available for the support and maintenance of the Permanent International Commission of the Congresses of Navigation and for the payment of the expenses of the properly accredited delegates of the United States to the meeting of the Congresses and of the Commission: *Provided further*, That from this appropriation not to exceed \$1,200,000 shall be available for transfer to the Secretary of the Interior for expenditure for the purposes of and in accordance with the provisions of the Act of August 8, 1946 (60 Stat. 932), and the Act of August 14, 1946 (60 Stat. 1080): *Provided further*, That the maintenance funds appropriated herein

California Débris Commission.

27 Stat. 507.

Student officers.

41 Stat. 785.
10 U. S. C., Supp. II, § 535.

Printing and binding.

Unauthorized surveys, etc.

Hastings, Minn.
Repayment of advances.33 U. S. C. § 561.
Harbor channels.

Permanent International Commission of the Congresses of Navigation.

Transfer of funds.

16 U. S. C. §§ 756, 757, 661-666c; Supp. II, §§ 661 note, 665a.
Hudson River channel.

Marinship facilities,
Marin County, Calif.

62 Stat. 1171.
22 U. S. C., Supp.
II, § 275a; 33 U. S. C.,
Supp. II, §§ 572, 701c
note, 701e, 701s, 701n,
701t.

54 Stat. 497.
33 U. S. C. §§ 511-
523.

under this heading may be used for realignment of the authorized channel of the Hudson River in the vicinity of Kingston, New York, at an estimated cost of \$400,000: *Provided further*, That all land owned by the United States described as parcels 10, 16, 17, and 36 on the War Assets Administration tract map of Marinship yard containing approximately 60 acres, together with the buildings, improvements, and facilities thereon, which comprise part of the Marinship facilities, Marin County, California, and now under the control and jurisdiction of the War Assets Administration, is hereby transferred, without reimbursement of funds, to the jurisdiction of the Department of the Army for use by the Corps of Engineers of that Department.

Gulfport Harbor, Mississippi: For the prosecution of the works of improvement with respect to the Gulfport, Mississippi, Harbor and Channel heretofore authorized by law (Public Law 858, Eightieth Congress), \$496,000.

Alteration of bridges over navigable waters: For payment of the share of the United States of the cost of alteration of bridges over navigable waters in accordance with the provisions of the Act of June 21, 1940 (Public Law 647), \$100.

FLOOD CONTROL

49 Stat. 1570.
33 U. S. C. §§ 701a-
701f, 701h; Supp. II,
§ 701c note.

Repayment of ad-
vances.

54 Stat. 1176.
33 U. S. C. § 701 h-1.
Salmon River,
Alaska.

Surveys, plans, etc.

52 Stat. 1216; 55 Stat.
639.
33 U. S. C. §§ 701j,
702a-134, 702a-12.

Red Run Mich.
project.

Garrison Reservoir
project.

45 Stat. 534.

Flood control, general: For the construction and maintenance of certain public works on rivers and harbors for flood control, and for other purposes, in accordance with the provisions of the Flood Control Act, approved June 22, 1936, as amended and supplemented, including printing and binding, and office supplies and equipment required in the Office of the Chief of Engineers to carry out the purposes of this appropriation, and for preliminary examinations, surveys, and contingencies in connection with the flood control, \$366,330,400: *Provided*, That of the amount herein appropriated, \$650,000 shall be for repayments of advances made under the provisions of the Act of October 15, 1940 (Public Law 857, Seventy-sixth Congress): *Provided further*, That funds appropriated herein may be used for flood-control work on the Salmon River, Alaska, as authorized by law: *Provided further*, That funds appropriated herein may be used to execute detailed surveys, and prepare plans and specifications, necessary for the construction of flood-control projects heretofore or hereafter authorized or for flood-control projects considered for selection in accordance with the provisions of section 4 of the Flood Control Act approved June 28, 1938, and section 3 of the Flood Control Act approved August 18, 1941 (55 Stat. 638): *Provided further*, That the expenditure of funds for completing the necessary surveys shall not be construed as a commitment of the Government to the construction of any project: *Provided further*, That of the amount herein appropriated \$500,000 shall be used for the Red Run (Clinton River) Michigan project: *Provided further*, That funds allocated to the Garrison Reservoir project may be expended for acquisition of any property within the incorporated village of Van Hook, and the adjacent area known as Legion Park, North Dakota.

Flood control, Mississippi River and tributaries: For prosecuting work of flood control in accordance with the provisions of the Flood Control Act approved May 15, 1928, as amended (33 U. S. C. 702a), including printing and binding and office supplies and equipment required in the Office of the Chief of Engineers to carry out the purposes of this appropriation, \$67,000,000.

Emergency fund for flood control on tributaries of Mississippi River: For rescue work and for repair or maintenance of any flood-

control work on any tributaries of the Mississippi River threatened or destroyed by flood, in accordance with section 9 of the Flood Control Act, approved June 15, 1936 (49 Stat. 1508), \$500,000.

Flood control, Sacramento River, California: For prosecuting work of flood control, Sacramento River, California, in accordance with the provisions of the Act approved March 1, 1917, as amended (33 U. S. C. 703, 704; 50 Stat. 849; 55 Stat. 638-651), \$3,600,000.

49 Stat. 1511.
33 U. S. C. § 702g-1.

39 Stat. 949.

MISCELLANEOUS CIVIL WORKS

Maintenance and operation, Certain Federal Water Mains Outside the District of Columbia: For the maintenance, operation, improvement, extension, and protection of Federal water lines located outside the District of Columbia required to serve nearby Government establishments and facilities with water from the water supply system of the District of Columbia, including interconnections with other water systems for emergency use wherever located, to be immediately available and to be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers, \$12,000.

Federal water mains
outside D. C.

UNITED STATES SOLDIERS' HOME

For maintenance and operation of the United States Soldiers' Home, to be paid from the Soldiers' Home permanent fund, \$2,428,000: *Provided*, That this appropriation shall not be available for the payment of hospitalization of members of the Home in United States Army hospitals at rates in excess of those prescribed by the Secretary of the Army, upon the recommendation of the Board of Commissioners of the Home and the Surgeon General of the Army.

Hospitalization of
members.

THE PANAMA CANAL

For every expenditure requisite for and incident to the maintenance and operation, sanitation, and civil government of the Panama Canal and Canal Zone, and construction of additional facilities, including printing and binding; personal services in the District of Columbia, purchase (not to exceed twenty-four in the current fiscal year for replacement only), and hire of passenger motor vehicles; claims for damages to vessels, cargo, crew, or passengers, as authorized by section 10 of title 2, Canal Zone Code, as amended (54 Stat. 387); claims for losses of or damages to property arising from the conduct of authorized business operations; claims for damages to property arising from the maintenance and operation, sanitation, and civil government of the Panama Canal, and construction of additional facilities; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); acquisition of land and land under water, as authorized in the Panama Canal Act; expenses incurred in assembling, assorting, storing, repairing, and selling material, machinery, and equipment heretofore or hereafter purchased or acquired for the construction of the Panama Canal which are unserviceable or no longer needed, to be reimbursed from the proceeds of such sale; expenses incident to conducting hearings and examining estimates for appropriations on the Isthmus; expenses of attendance (not to exceed \$10,000), when authorized by the Governor, at meetings of organizations concerned with activities pertaining to the Panama Canal; expenses incident to any emergency arising because of calamity by flood, fire, pestilence, or like character not foreseen or otherwise provided for herein; not to exceed \$2,000 for travel and subsistence expenses of members of the police and fire forces of the Panama

Damage claims.

48 U. S. C. § 1319.

60 Stat. 843; 62 Stat.
1093.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
37 Stat. 560.
48 U. S. C. §§ 1301-
1387; Supp. II, § 1301-
et seq.
Ante, p. 597.

Emergencies.

Travel expenses.

Buildings and improvements.

Canal incident to their special training in the United States; purchase, construction, repair, replacement, alteration, or enlargement of buildings, structures, equipment, and other improvements, to be available until expended, as follows:

Alien cripples.

39 Stat. 750.

Relief payments.
48 U. S. C. § 1372.

Maintenance and operation of the Panama Canal: For salary of the Governor, as authorized by law; contingencies of the Governor, including entertainment, to be expended in his discretion, not exceeding \$3,000; purchase, inspection, delivery, handling, and storing of materials, supplies, and equipment for issue to all departments of the Panama Canal, the Panama Railroad, other branches of the United States Government, and for authorized sales; payment in lump sums of not exceeding the amounts authorized by the Injury Compensation Act approved September 7, 1916 (5 U. S. C. 793), to alien cripples who are now a charge upon the Panama Canal by reason of injuries sustained while employed in the construction of the Panama Canal; and relief payments authorized by the Act approved July 8, 1937 (50 Stat. 478); \$14,500,000, together with all moneys arising from the conduct of business operations authorized by the Panama Canal Act.

Blood transfusions.

Sanitation: For sanitation, quarantine, hospitals, and medical aid and support of the insane and of lepers and aid and support of indigent persons legally within the Canal Zone, including expenses of their deportation when practicable, the purchase of artificial limbs or other appliances for persons who were injured in the service of the Isthmian Canal Commission or the Panama Canal prior to September 7, 1916, additional compensation to any officer of the United States Public Health Service detailed with the Panama Canal as chief quarantine officer, and payments of not to exceed \$50 in any one case to persons within the Government service who shall furnish blood from their veins for transfusion to the veins of patients in Panama Canal Hospitals, \$3,300,000.

Additional sums.

Civil government: For civil government of the Panama Canal and Canal Zone, including gratuities and necessary clothing for indigent discharged prisoners, \$3,450,000.

Net profits.

In addition to the foregoing sums there is hereby made available for the current fiscal year for expenditures and reinvestment under the several heads of appropriation aforesaid, without being covered into the Treasury of the United States, and to remain available until expended, all moneys received by the Panama Canal during the current fiscal year from services rendered or materials and supplies furnished to the United States, the Panama Railroad Company, the Canal Zone government, or to their employees, respectively, or to the Panama Government, from hotel and hospital supplies and services; from rentals, wharfage, and like service; from labor, materials, and supplies and other services furnished to vessels other than those passing through the Canal, and to others unable to obtain the same elsewhere; from the sale of scrap and other byproducts of manufacturing and shop operations; from the sale of obsolete and unserviceable materials, supplies, and equipment purchased or acquired for the operation, maintenance, protection, sanitation, and government of the Canal and Canal Zone; and any net profits accruing from such business to the Panama Canal shall annually be covered into the Treasury of the United States.

Waterworks, etc.,
Panama and Colon.

There is also made available for the current fiscal year for the operation, maintenance, and extension of waterworks, sewers, and pavements in the cities of Panama and Colon, to remain available until expended, the necessary portions of such sums as shall be paid during that fiscal year as water rentals or directly by the Government of Panama for such expenses.

PANAMA RAILROAD COMPANY

The following corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to it in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year 1950 for each such corporation, except as hereinafter provided:

59 Stat. 598.
31 U. S. C., Supp.
II, § 849.

Panama Railroad Company: Not to exceed \$815,000 (to be computed on an accrual basis) of the funds of the company shall be available during the current fiscal year for its administrative expenses, including administrative services performed for the company by other Government agencies, which shall be determined in accordance with the company's prescribed accounting system in effect on July 1, 1946, and shall be exclusive of depreciation, payment of claims, expenses of the commissary coupon audit, commissary contraband inspection, expenditures which the company's prescribed accounting system requires to be capitalized or charged to cost of commodities acquired, and expenses in connection with acquisition, construction, operation, maintenance, improvement, protection, and disposition of facilities and other property belonging to the company or in which it has an interest.

Administrative expenses.

GENERAL PROVISIONS

SEC. 2. No part of any appropriation contained in this Act shall be used directly or indirectly, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering skilled, technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week, (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the President

Canal Zone.
Citizenship requirements.

Employment of
Panamanian citizens.
48 U. S. C. § 1307
note.

Limitation.

Employees with 15
years' service.

Selection of personnel.

Hours of employment;
pay rates.

Applicability.

Suspension of section.

Persons engaging,
etc., in strikes against
or advocating over-
throw of U. S. Gov-
ernment.

Affidavit.

Penalty.

may suspend from time to time in whole or in part compliance with this section if he should deem such course to be in the public interest.

SEC. 3. No part of any appropriation contained in this Act, or of the funds made available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered *prima facie* evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

60 Stat. 810.

SEC. 4. The Governor of the Panama Canal and the Chief of Engineers, Department of the Army, are authorized to employ services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), in amounts not exceeding \$6,000 for the Panama Canal and not exceeding \$150,000 for the Corps of Engineers, Department of the Army: *Provided*, That the rates for individuals shall not exceed \$100 per diem.

Payment of claims.

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp. II,
§ 2672.
Ante, pp. 62, 106.
60 Stat. 903.
Short title.

SEC. 5. Appropriations for civil functions of the Department of the Army may be used for the payment of claims under the Act of July 3, 1943, and section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); examination of estimates of appropriations in the field; and for health programs as authorized by law (5 U. S. C. 150).

SEC. 6. This Act may be cited as the "Civil Functions Appropriation Act, 1950".

Approved October 13, 1949.

[CHAPTER 690]

AN ACT

October 14, 1949

[H. R. 165]

[Public Law 356]

To authorize the American River Basin development, California, for irrigation and reclamation, and for other purposes.

American River
Basin development,
Calif.

Folsom Dam and
Reservoir.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Central Valley project, California, authorized by section 2 of the Act of Congress of August 26, 1937 (50 Stat. 850), is hereby reauthorized to include the American River development as hereinafter described, which development is declared to be for the same purposes as described and set forth in the Act of Congress of August 26, 1937 (50 Stat. 850).

SEC. 2. The American River development shall consist of: Folsom

Dam and Reservoir having a storage capacity of approximately one million acre-feet, to be constructed by the Corps of Engineers at such point below the confluence of the North Fork and the South Fork of the American River near the city of Folsom, California, as the Secretary of the Army and the Chief of Engineers after consultation with the Bureau of Reclamation and other appropriate State, Federal, and local agencies may find most advisable; and the following features for the development and use of water, to be constructed, operated, and maintained by the Secretary of the Interior through the Commissioner of Reclamation: A hydroelectric power plant with a generating capacity of approximately one hundred and twenty thousand kilowatts, and necessary hydroelectric afterbay power plants and necessary electric transmission lines to the nearest practical interconnection with the Central Valley project transmission system; a storage dam with a capacity of approximately forty thousand acre-feet to be located on Sly Park Creek, a tributary of the North Fork of Consumas River, with necessary appurtenant works, including a diversion dam on Camp Creek, tunnel, conduit, and canals for the delivery of water to lands in El Dorado County, and incidental works appurtenant thereto. The Secretary of the Interior, through the Bureau of Reclamation, is hereby further authorized and directed to conduct the necessary investigations, surveys, and studies for the purpose of developing plans for disposing of the water and electric power which would be made available by the project, including studies of such supplemental works and equipment as may be required to maintain a firm supply of electric energy, and render reports thereon which would set forth the works required for such disposition, together with findings as to their engineering and financial feasibility, including a study of the water resources and requirements of the entire American River watershed and the areas serviceable therefrom, and particularly of a diversion canal at the highest feasible level extending southerly from Folsom Reservoir as will permit the maximum beneficial use of the water for irrigation of the lands lying under said canal in El Dorado and Sacramento Counties; a diversion canal at the highest feasible level for the purpose of securing the maximum beneficial use of the water in Placer County extending northerly from such reservoir to a point on the Bear River in the vicinity of Sheridan, California, and a conduit or conduits with necessary pumping plants and supplemental works extending from the most feasible diversion point on the Central Valley project, California, to serve lands and municipalities in Contra Costa, Alameda, Santa Clara, San Joaquin, and San Benito Counties.

Nothing contained in this Act shall be construed by implication or otherwise as an allocation of water and in the studies for the purposes of developing plans for disposal of water as herein authorized the Secretary of the Interior shall make recommendations for the use of water in accord with State water laws, including but not limited to such laws giving priority to the counties and areas of origin for present and future needs.

Said studies and the reports thereon shall be submitted to the proper State authorities under the procedure provided for in the Flood Control Act of 1944 (Public Law 534, Seventy-eighth Congress, second session).

Folsom Dam and Reservoir, upon completion of construction by the Corps of Engineers, to the extent where water from said reservoir is ready to be turned either into the power plant or conduits, shall be transferred to the Bureau of Reclamation for operation and maintenance under the supervision of the Secretary of the Interior together with the other features of the American River development herein

Hydroelectric power plant.

Investigations, surveys, etc.

Recommendations of Secretary.

Reports, etc., to States.
58 Stat. 887.
33 U. S. C. §§ 701a-1, 701c, 701f, 701j notes, 708, 709; Supp. II, § 701c note; 16 U. S. C., §§ 460d, 825s; 43 U. S. C., § 390.

Transfer to Bureau of Reclamation.

43 U. S. C. § 372 *et seq.*; Supp. II, § 385a *et seq.*

58 Stat. 890.
33 U. S. C. § 709.
Consultation with local interests.

Coordination, etc., of works.

Appropriation authorized.

authorized for construction by the Bureau of Reclamation, all in accordance with the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto). After the transfer as provided herein, the dam shall be operated for flood control in accordance with criteria established by the Secretary of the Army as provided for in section 7 of the Flood Control Act of 1944 (Public Law 534, Seventy-eighth Congress, second session).

SEC. 3. In locating and designing the works authorized for construction by section 2 of this Act the Secretary of the Army and the Chief of Engineers, the Secretary of the Interior and the Commissioner of Reclamation shall give due consideration to the report set forth in Bulletin Numbered 26 of the Division of Water Resources of the Department of Public Works of the State of California, and shall consult the local interests to be affected by the construction and operation of said works, through public hearings or in such other manner as in their discretion may be found best suited to a maximum expression of the views of such local interests.

SEC. 4. The Secretary of the Interior is directed to cause the operation of said works to be coordinated and integrated with the operation of existing and future features of the Central Valley project in such manner as will effectuate the fullest and most economic utilization of the land and water resources of the Central Valley project of California for the widest possible public benefit.

SEC. 5. There are hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as are necessary to carry out the purposes of this Act.

Approved October 14, 1949.

[CHAPTER 691]

AN ACT

October 14, 1949
[H. R. 3191]
[Public Law 357]

To amend the Act approved September 7, 1916 (ch. 458, 39 Stat. 742), entitled "An Act to provide compensation for employees of the United States suffering injuries while in the performance of their duties, and for other purposes", as amended, by extending coverage to civilian officers of the United States and by making benefits more realistic in terms of present wage rates, and for other purposes.

Federal Employees' Compensation Act Amendments of 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Federal Employees' Compensation Act Amendments of 1949".

TITLE I—SUBSTANTIVE AMENDMENTS

WAITING PERIOD MODIFIED

SEC. 101. (a) Section 2 of the Act approved September 7, 1916 (ch. 458, 39 Stat. 742) (hereafter in this Act referred to as the "Federal Employees' Compensation Act"), as amended (5 U. S. C., 1946 edition, sec. 752), is hereby amended to read as follows:

"SEC. 2. That with respect to the first three days of temporary disability the employee shall not be entitled to compensation except as provided in section 9, unless such disability exceeds twenty-one days in duration or is followed by permanent disability."

(b) Section 8 of such Act (5 U. S. C., 1946 edition, section 758), is amended to read as follows:

"SEC. 8. If at the time the disability begins the employee has annual or sick leave to his credit he may use such leave until it is exhausted, in which case his compensation for disability shall not begin, and the time periods specified in section 2 shall not begin to run, until the annual or sick leave has ceased."

39 Stat. 742.

39 Stat. 743.
5 U. S. C. § 759.
Post, p. 862.
39 Stat. 743.

Use of leave.

Supra.

BASIC BENEFIT FOR TOTAL DISABILITY

SEC. 102. Section 3 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 753), is hereby amended to read as follows:

39 Stat. 743.

"SEC. 3. (a) Except as otherwise provided in this Act, if the disability is total the United States shall pay to the disabled employee during such disability a monthly monetary compensation equal to 66⅔ per centum of his monthly pay, which shall be known as his basic compensation for total disability.

"(b) Loss, or loss of use, of both hands, or both arms, or both feet, or both legs, or both eyes or the sight thereof, shall, *prima facie*, constitute permanent total disability."

BASIC BENEFIT FOR PARTIAL DISABILITY

SEC. 103. (a) Section 4 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 754), is further amended to read as follows:

39 Stat. 743.

"SEC. 4. (a) (1) Except as otherwise provided in this Act, if the disability is partial the United States shall pay to the disabled employee during such disability a monthly monetary compensation equal to 66⅔ per centum of the difference between his monthly pay and his monthly wage-earning capacity after the beginning of such partial disability, which shall be known as his basic compensation for partial disability.

"(2) The Administrator may require a partially disabled employee to make an affidavit or other report, in such manner and at such times as the Administrator may specify as to his earnings, whether from employment or self-employment. In such affidavit or other report the employee shall include the value of housing, board, lodging, and other advantages which are part of his remuneration for employment or are earnings in self-employment and which can be estimated in money. If such individual, when required, fails to make such affidavit or other report, or if in such affidavit or report the employee knowingly omits or understates any part of such earnings or remuneration, he shall forfeit his right to compensation with respect to any period for which such report was required to be made, and such compensation, if already paid, shall be recovered by deducting the amount thereof from the compensation payable to him or otherwise recovered in accordance with section 38, unless such recovery is waived pursuant to such section.

Affidavit or report.

Forfeiture of compensation right.

Post, p. 864.

"(b) If a partially disabled employee refuses to seek suitable work or refuses or neglects to work after suitable work is offered to, procured by, or secured for him, he shall not be entitled to any compensation."

Refusal to seek work, etc.

(b) Section 39 of such Act (5 U. S. C., 1946 edition, sec. 789), is amended by inserting, after "affidavit" the words "or report".

39 Stat. 749.

SCHEDULED DISABILITIES

SEC. 104. Section 5 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 755), is amended to read as follows:

39 Stat. 743.

"SEC. 5. (a) In any case of permanent disability which involves solely the loss, or loss of use, of a member or function of the body, or involves disfigurement, as provided in the following schedule, basic compensation for such disability shall, in addition to compensation for any temporary total or temporary partial disability, be payable to the disabled employee for the period specified in such schedule at the rate

Compensation in lieu of disability compensation.

of 66⅔ per centum of his monthly pay and shall, except as otherwise provided in subsection (b) and in cases involving disfigurement, be in lieu of compensation for such permanent disability under the preceding sections of this Act:

- "(1) Arm lost, three hundred and twelve weeks' compensation.
- "(2) Leg lost, two hundred and eighty-eight weeks' compensation.
- "(3) Hand lost, two hundred and forty-four weeks' compensation.
- "(4) Foot lost, two hundred and five weeks' compensation.
- "(5) Eye lost, one hundred and sixty weeks' compensation.
- "(6) Thumb lost, seventy-five weeks' compensation.
- "(7) First finger lost, forty-six weeks' compensation.
- "(8) Great toe lost, thirty-eight weeks' compensation.
- "(9) Second finger lost, thirty weeks' compensation.
- "(10) Third finger lost, twenty-five weeks' compensation.
- "(11) Toe other than great toe lost, sixteen weeks' compensation.
- "(12) Fourth finger lost, fifteen weeks' compensation.
- "(13) Loss of hearing: (A) Complete loss of hearing of one ear, fifty-two weeks' compensation; (B) complete loss of hearing of both ears, two hundred weeks' compensation.
- "(14) Binocular vision or percentage of vision: Compensation for loss of binocular vision or for 80 per centum or more of the vision of an eye shall be the same as for the loss of the eye.
- "(15) Phalanges: Compensation for loss of more than one phalanx of a digit shall be the same as for loss of the entire digit. Compensation for loss of the first phalanx shall be one-half of the compensation for loss of the entire digit.
- "(16) Amputated arm or leg: If, in the case of an arm or a leg, the member is amputated above the wrist or ankle, compensation shall be the same as for the loss of the arm or leg, respectively.
- "(17) Two or more digits: Compensation for loss, or loss of use, of two or more digits, or one or more phalanges of each of two or more digits, of a hand or foot, shall be proportioned to the loss of use of the hand or foot occasioned thereby.
- "(18) Total loss of use: Compensation for permanent total loss of use of a member shall be the same as for loss of the member.
- "(19) Partial loss or partial loss of use: Compensation for permanent partial loss or loss of use of a member may be for proportionate loss or loss of use of the member. The degree of loss of vision or hearing under this schedule shall be determined without regard to correction.
- "(20) In any case in which there shall be a loss or loss of use, of more than one member or parts of more than one member as enumerated herein, the award of compensation shall be for the loss, or loss of use, of each such member or part thereof, which awards shall run consecutively, except that where the injury affects only two or more digits of the same hand or foot, subparagraph (17) of this schedule shall apply, and that where partial bilateral loss of hearing is involved, compensation shall be computed upon the loss as affecting both ears.
- "(21) Disfigurement: Proper and equitable compensation not to exceed \$3,500 shall, in addition to any other compensation payable under this schedule, be awarded for serious disfigurement of the face, head, or neck, if of a character likely to handicap a person in securing or maintaining employment.

"(b) Notwithstanding the provisions of subsection (a) of this section and the provisions of sections 3 and 4, if the injury causes the

total and permanent loss, or loss of use, of an arm, hand, leg, foot, or eye (including loss of binocular vision), or total and permanent loss of hearing of both ears, whether or not the disability also involves other impairments of the body, the individual's basic compensation for such disability, in addition to compensation for periods of temporary total or temporary partial disability, shall be 66⅔ per centum of his monthly pay for the period specified for such loss, or loss of use, in the schedule to subsection (a) of this section (including paragraphs (16) and (20) thereof), and with respect to any subsequent period shall be as provided in section 3 if the disability is total or as provided in subsection (a) of section 4 if the disability is partial.

"(c) The period of compensation payable under the schedule to subsection (a) of this section on account of any injury shall be reduced by the period of compensation paid or payable under such schedule on account of a prior injury if compensation in both cases is for disability of the same member or function, or different parts of the same member or function, or for disfigurement, and the Administrator finds that compensation payable on account of the subsequent disability in whole or in part would duplicate the compensation payable on account of the preexisting disability. In such cases, for the purposes of disabilities specified in subsection (b), compensation for disability continuing after the scheduled period shall commence upon expiration of such period as reduced under this subsection.

"(d) (1) If an individual who has sustained disability compensable under subsection (a) (including any disability compensable under the schedule to subsection (a) by virtue of subsection (b)), and who has filed a valid claim in his lifetime, dies, from causes other than the injury, before the expiration of the compensable period specified in such schedule, the compensation specified in such schedule and unpaid at the individual's death, whether or not accrued or due at his death, shall be paid, under an award made before or after such death, for the period specified in such schedule, to and for the benefit of the persons then in being within the classes and in the proportions and upon the conditions specified in this subsection and in the order named:

"(A) to the widow (as defined in section 10 (H)) or wholly dependent widower (as specified in section 10 (B)), if there is no child (as so defined) under the age of eighteen or incapable of self-support; or

"(B) if there are both such a widow or widower and such a child or children, one-half to such widow or widower and the other half to such child or children; or

"(C) if there is no such widow or widower but such a child or children, then to such child or children; or

"(D) if there is no survivor in the above classes, then to the parent or parents wholly or partly dependent for support upon the decedent, or to other wholly or partly dependent relatives listed in section 10 (F), or to both, in such proportions as may be provided by regulation; or

"(E) if there is no survivor in any of the above classes, and no burial allowance is payable under section 11, then such amount, not exceeding the amount which would be expendable under section 11 if such section were applicable, shall be paid to reimburse any person or persons, equitably entitled thereto, to the extent and in the proportions that they shall have paid the expenses of burial of such disabled individual, but no compensated insurer or other person obligated by law or contract to pay such expenses, and no State or political subdivision or entity, shall be deemed so equitably entitled.

Ante, p. 856.

Ante, p. 855.

Ante, p. 855.

Period of compensation.
Ante, p. 855.

Ante, p. 856.

Death from other causes.

Ante, pp. 855, 856.

39 Stat. 745, 744.
5 U. S. C. § 760 (H),
(B).
Post, p. 859.

39 Stat. 744.
5 U. S. C. § 760 (F).

39 Stat. 745.
5 U. S. C. § 761.
Post, p. 860.

Infra.

"(2) Except for the amount of such compensation payable with respect to any period preceding the disabled individual's death, the payments to be made under paragraph (1) shall be at the basic rate of compensation for permanent disability specified in subsection (a) of this section, even if at the time of such death the decedent was entitled to the augmented rate specified in section 6 (a).

"(3) (A) The right of any surviving beneficiary listed in paragraph (1) to any payment pursuant to this subsection, except a beneficiary under clause (E) thereof, shall be conditioned upon his being alive to receive such payment and no such beneficiary shall have a vested right to any such payment.

"(B) The entitlement of any beneficiary to payments under clauses (A) to (D) of paragraph (1) shall cease upon the happening of any event which would terminate the right of such beneficiary to compensation for death under section 10. Upon the cessation of the entitlement of any beneficiary under such clauses (A) to (D), the compensation remaining unpaid under paragraph (1) which would have been payable to him had such entitlement continued shall be payable to the surviving beneficiary or beneficiaries, if any, within the same class or, if there are none, then to the beneficiary or beneficiaries next entitled to priority under such paragraph."

39 Stat. 744.
5 U. S. C. § 760.
Post, p. 859.

ELIMINATION OF MAXIMUM AND INCREASE OF MINIMUM BENEFIT
AMOUNT—DEPENDENTS' BENEFITS, AND SO FORTH

39 Stat. 743.

SEC. 105. Section 6 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 756), is further amended to read as follows:

Ante, p. 855.

Ante, p. 855.

Limitation.

Ante, p. 855.

"Dependent."

"SEC. 6. (a) (1) While the disabled employee has one or more dependents, his basic compensation for disability payable under section 3 or section 5 (a) (including compensation payable under the schedule to section 5 (a) by virtue of section 5 (b)) shall be augmented at the rate of 8½ per centum of his monthly pay, and his basic compensation for disability payable under section 4 (a) shall be augmented at the rate of 8½ per centum of the difference between his monthly pay and his monthly wage-earning capacity: *Provided*, That for any period of temporary total disability the augmentation of his basic compensation for disability payable under section 3 shall be limited to that part of his monthly pay which is not in excess of \$420.

"(2) As used in this subsection, the term 'dependent' shall mean any of the following:

"(A) A wife, if (i) she is a member of the same household as the employee or is receiving regular contributions from him toward her support, or (ii) he has been ordered by any court to contribute to her support.

"(B) A husband, if wholly dependent by reason of his own physical or mental disability upon the employee for support.

39 Stat. 745.
5 U. S. C. § 760 (H).

"(C) An unmarried child (as defined in section 10 (H)), while such child (i) is under eighteen years of age or, if over eighteen, is incapable of self-support by reason of mental or physical disability, and (ii) is living with the employee or receiving regular contributions toward his support from the employee.

39 Stat. 745.
5 U. S. C. § 760 (H).

"(D) A parent (as defined in section 10 (H)), while wholly dependent upon and supported by the employee.

Additional compensation.

"(b) (1) In addition to the monthly compensation otherwise specified in this Act, the Administrator may pay an injured employee, who has been awarded compensation, an additional sum of not more than \$75 a month, as the Administrator may deem necessary, when the Administrator shall find that the service of an attendant is necessary constantly to be used by reason of the employee's being totally blind,

or having lost both hands or both feet or the use thereof, or being paralyzed and unable to walk, or by reason of other disability resulting from the injury actually rendering him so helpless as to require constant attendance.

"(2) The Administrator may pay to any disabled individual who is undergoing vocational rehabilitation pursuant to the Administrator's direction under section 9 (b) additional compensation necessary for his maintenance, but not to exceed \$50 per month.

"(c) Except as otherwise authorized under section 42, the monthly rate of compensation for disability, including any augmented compensation payable by reason of subsection (a) but not including any sum payable by reason of subsection (b), shall not be more than \$525 per month and in cases of total disability shall not be less than \$112.50 per month, unless the employee's monthly pay is less in which case his monthly rate of compensation for total disability shall be equal to his full monthly pay.

"(d) (1) In the case of any person who at the time of the injury was a minor or employed in a learner's capacity and who, prior to the injury, was not physically or mentally handicapped, the Administrator shall, on any review under section 37 after the time when the wage-earning capacity of such person would probably, but for the injury, have increased, prospectively recompute the monetary compensation payable for disability on the basis of an assumed monthly pay corresponding to such probable increased wage-earning capacity. The Administrator may, on any review under section 37 after a disabled employee has attained the age of seventy years and the wage-earning capacity of the disabled employee would probably, aside from and independently of the effects of the injury, have decreased on account of old age, prospectively recompute the monetary compensation payable for disability on the basis of an assumed monthly pay corresponding to such probable decreased wage-earning capacity.

"(2) If a disabled individual, without good cause, fails to apply for and undergo vocational rehabilitation when so directed pursuant to section 9 (b), and the Administrator, upon review under section 37, finds that in the absence of such failure the individual's wage-earning capacity would probably have substantially increased, the Administrator may prospectively reduce the individual's monetary compensation in accordance with what would probably have been his wage-earning capacity in the absence of such failure, until the individual in good faith complies with the Administrator's direction."

Payment for vocational rehabilitation.

Post, p. 862.

Monthly rate.
39 Stat. 750.
5 U. S. C. § 793.

Recomputation of compensation for minors, learners, etc.

39 Stat. 749.
5 U. S. C. § 787.

Failure to undergo vocational rehabilitation.

Post, p. 862.

39 Stat. 749.
5 U. S. C. § 787.

INCREASE IN DEATH BENEFITS, AND SO FORTH

SEC. 106. (a) Section 10 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 760), is further amended by striking out "66 $\frac{2}{3}$ " wherever it occurs and inserting in lieu thereof "75"; by striking out "35" in clauses (A) and (B) and inserting in lieu thereof "45"; by striking out in clause (C) the words "the compensation payable under clause (A) or clause (B)" and inserting in lieu thereof "40 per centum"; by striking out "10" in clauses (C) and (D) and inserting in lieu thereof "15"; and by striking out "25" in clause (D) and inserting in lieu thereof "35".

(b) Clause (K) of such section, as amended, is further amended to read as follows:

"(K) In computing compensation under this section the monthly pay shall be considered not to be less than \$150, but the total monthly compensation shall not exceed the monthly pay computed as provided in section 12 or the sum of \$525."

(c) Clause (B) of such section, as so amended, is further amended to read as follows:

39 Stat. 744.
5 U. S. C. § 760 (A)-(D).

39 Stat. 745.
5 U. S. C. § 760 (K).

Monthly pay.

Post, p. 862.

39 Stat. 744.
5 U. S. C. § 760 (B).
Supra.

"(B) To the widower, if there is no child, 45 per centum if wholly dependent for support, by reason of his physical or mental disability, upon the deceased employee at the time of her death. This compensation shall be paid until his death or marriage or until he becomes capable of self-support."

(d) Such section, as so amended, is further amended by striking out the second sentence of clause (C), the last sentence of clause (D), and the last sentence of clause (G).

(e) Clause (L) of such section, as so amended, is amended to read as follows:

"(L) If any person entitled to compensation under this section or section 5 or 6, whose compensation by the terms of this or of such other section ceases or is to be reduced upon his marriage or upon the marriage of his dependent, accepts after such marriage any payments or compensation to which he is not entitled, he shall be punished by a fine of not more than \$2,000 or by imprisonment for not more than one year, or by both such fine and imprisonment."

39 Stat. 744, 745.
5 U. S. C. § 760 (C),
(D), (G).
39 Stat. 745.
5 U. S. C. § 760 (L).
Penalty.

Ante, pp. 855, 858.

LIBERALIZATION OF BURIAL PAYMENTS

39 Stat. 745.

SEC. 107. Section 11 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 761), is further amended to read as follows:

"SEC. 11. If death results from the injury the United States shall pay, to the personal representative of the deceased employee or otherwise, funeral and burial expenses not to exceed \$400, in the discretion of the Administrator. In the case of an employee whose home is within the United States, if his death results from the injury while he is away from his home or official station or is outside of the United States, or if his death results from other causes while he is away from his home or official station for the purpose of receiving medical or other services, appliances, or supplies under section 9 or examination under section 21, and if so desired by his relatives, the body shall, in the discretion of the Administrator, be embalmed and transported in a hermetically sealed casket to the home or last place of residence of the employee at the expense of the employees' compensation fund. If, in such cases, request for return of the body is not made by the decedent's relatives, the Administrator may provide for the disposition of the remains and incur, and cause payment from the employees' compensation fund of, such necessary transportation, funeral, and burial expenses as under the circumstances shall be reasonable."

39 Stat. 743.
5 U. S. C. § 759.
Post, p. 862.
39 Stat. 747.
5 U. S. C. § 771.

EXTENSION OF COVERAGE, AND SO FORTH

39 Stat. 750.

SEC. 108. (a) Section 40 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 790), is further amended, by designating the paragraphs thereof, following the introductory phrase, as paragraphs "(a)", "(b)", "(c)", "(d)", "(e)", "(f)", "(g)", and "(h)", respectively.

(b) Paragraph (b) of such section, as so designated, defining the term "employee", is further amended to read as follows:

"Employee."

"(b) The term 'employee' includes (1) all civil officers and employees of all branches of the Government of the United States (including officers and employees of instrumentalities of the United States wholly owned by the United States); (2) commissioned officers of the Regular Corps of the Public Health Service; (3) officers in the Reserve of the Public Health Service on active duty; (4) persons rendering personal services of a kind similar to those of civilian officers or employees of the United States to any department, independent establishment,

or agency thereof (including instrumentalities of the United States wholly owned by it), without compensation or for nominal compensation, in any case in which acceptance or use of such services is authorized by an Act of Congress or in which provision is made by law for payment of the travel or other expenses of such person; and (5) persons, other than independent contractors and their employees, employed on the Menominee Indian Reservation in the State of Wisconsin, subsequent to September 7, 1916, in operations conducted pursuant to the Act entitled 'An Act to authorize the cutting of timber, the manufacture and sale of lumber, and the preservation of the forests on the Menominee Indian Reservation in the State of Wisconsin', approved March 28, 1908, as amended, or any other Act relating to tribal timber and logging operations on the Menominee Reservation."

35 Stat. 51.

(c) Paragraph (c) of such section, as so designated, defining the term "commission", is further amended by inserting "former" after the words "to the" and by striking out the words "provided for in section 28".

Post, p. 364.

(d) Paragraph (f) of such section, as so designated, defining the term "monthly pay", is further amended by inserting, immediately before the period, the following: "except when otherwise determined under section 6 (d) with respect to any period".

Ante, p. 859.

(e) Such section is further amended by adding thereto a new paragraph "(i)" reading as follows:

"(i) The term 'Administrator' means the Federal Security Administrator."

"Administrator."

INCREASE OF COMPUTATION BASE WHERE INJURY OCCURRED BEFORE JULY 1, 1946

SEC. 109. Notwithstanding any other provision of this Act or of the Federal Employees' Compensation Act, the monthly pay upon the basis of which compensation for disability or death is computed under the Federal Employees' Compensation Act, as amended, shall, effective on the first day of the first calendar month following enactment of this Act, be increased by 40 per centum if the injury (or injury causing death) occurred before May 1, 1943, in the cases of persons employed in the postal service whose compensation was affected by the Act of April 9, 1943 (57 Stat. 59), or before January 1, 1941, in all other cases, or by 10 per centum if the injury (or injury causing death) occurred on or after such date but before July 1, 1946, except that such increase shall in no event exceed \$50. This section shall apply to any case of death caused by such an injury, regardless of whether such death occurs or occurred before or after the enactment of this Act.

39 U. S. C. §§ 835, 836 note.

Applicability.

TITLE II—TECHNICAL AMENDMENTS

EXCLUSIVENESS OF REMEDY

SEC. 201. Section 7 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 757), is further amended by inserting the designation "(a)" immediately before the first sentence thereof and by adding to such section a new subsection reading as follows:

39 Stat. 743.

"(b) The liability of the United States or any of its instrumentalities under this Act or any extension thereof with respect to the injury or death of an employee shall be exclusive, and in place, of all other liability of the United States or such instrumentality to the employee, his legal representative, spouse, dependents, next of kin, and anyone otherwise entitled to recover damages from the United States or such

Liability of U. S.

Nonapplicability.

instrumentality, on account of such injury or death, in any direct judicial proceedings in a civil action or in admiralty, or by proceedings, whether administrative or judicial, under any other workmen's compensation law or under any Federal tort liability statute: *Provided, however*, That this subsection shall not apply to a master or a member of the crew of any vessel."

39 Stat. 743.

SEC. 202. (a) Section 9 of the Federal Employees' Compensation Act, as amended (5 U. S. C., 1946 edition, sec. 759), is amended by inserting before the first sentence thereof the designation "(a)" and by adding at the end of such section a new subsection reading as follows:

Vocational rehabilitation.

"(b) The Administrator may direct any permanently disabled individual whose disability is compensable under this Act to undergo vocational rehabilitation and shall make provision for furnishing vocational rehabilitation services in such cases. In providing for such services, the Administrator shall, insofar as practicable, utilize the services or facilities of State agencies (or corresponding agencies in Territories or possessions) cooperating with him in carrying out the purposes of the Vocational Rehabilitation Act, as amended, except to the extent that the Administrator provides for furnishing such services under subsection (a) of this section. The cost of providing such services to individuals undergoing vocational rehabilitation pursuant to such direction shall be paid from the employees' compensation fund, except that in reimbursing any State agency (or corresponding agency of a Territory or possession) under any arrangement pursuant to this subsection there shall be excluded any cost to such agency reimbursable in full under section 3 (a) (4) of the Vocational Rehabilitation Act, as amended."

40 Stat. 617; 41 Stat. 735.
29 U. S. C. §§ 31-44.
Payment for services.

57 Stat. 376.
29 U. S. C. § 33 (a) (4).
39 Stat. 743.
5 U. S. C. § 759.
Initial medical, etc., benefits.

(b) Section 9 of the Federal Employees' Compensation Act, as so amended, is further amended by inserting immediately before the last sentence of subsection (a) of such section the following: "The Administrator may, under such limitations or conditions as he shall deem necessary, authorize employing establishments of the United States to provide for the initial furnishing of medical and other benefits under this section, and the Administrator may certify for payment out of the Employees' Compensation Fund vouchers for expenses thus incurred for such benefits, upon certification by the person required by section 24 to make reports of injury that the expense was incurred in respect to injury which was accepted by the employing establishment as probably compensable under this Act. The form and content of such certification shall be prescribed by the Administrator."

39 Stat. 747.
5 U. S. C. § 774.

COMPUTATION OF PAY

39 Stat. 746.

SEC. 203. Section 12 of the Federal Employees' Compensation Act (5 U. S. C., 1946 edition, sec. 762) is amended to read as follows:

Subsistence and quarters.

Restriction.

"Overtime pay."

"SEC. 12. (a) In computing monetary compensation for disability or death upon the basis of monthly pay, such pay shall be determined in accordance with the provisions of this section.

"(b) The value of subsistence and quarters, and of any other form of remuneration in kind for services if its value can be estimated in money, shall be included as part of the pay. Overtime pay, or additional pay or allowance authorized outside the United States because of differential in cost of living or other special circumstance, or bonus or premium pay for extraordinary service (including amounts paid as bonus for particularly hazardous service in time of war) shall not be taken into account. The term 'overtime pay', as used in this subsection, means pay for hours of service in excess of those of a statutory or other basic workweek, or other basic unit of work time,

as observed by the establishment in which the employee is employed.

"(c) (1) The monthly pay at the time of injury shall be deemed to be one-twelfth of the employee's average annual earnings at that time, except that when compensation is paid upon a weekly basis, the weekly equivalent of such monthly pay shall be deemed to be one-fifty-second of such average annual earnings: *Provided*, That, for so much of the period of total disability as does not exceed ninety calendar days from the date of the beginning of compensable disability, the compensation may, in the discretion of the Administrator, be computed on the basis of the employee's actual daily wage at the time of injury and in that event he may be paid compensation for such days as he would have worked but for the injury.

Monthly pay at
time of injury.

Actual daily wage
as basis.

"(2) Average annual earnings shall be determined as follows:

Average annual
earnings.

"(A) If the employee worked in the employment in which he was working at the time of his injury during substantially the whole of the year immediately preceding such injury, his average annual earnings shall consist of the product obtained by multiplying his daily wage for the particular employment, or the average thereof if the daily wage has fluctuated, by three hundred if he was employed on the basis of a six-day workweek, two hundred and eighty if employed on the basis of a five-and-one-half-day week, and two hundred and sixty if employed on the basis of a five-day week, except that if the employment was in a position for which an annual rate of compensation was fixed, such average annual earnings shall consist of such annual rate of compensation.

"(B) If the injured employee did not work in such employment during substantially the whole of such year, but the position was such as would have afforded employment for substantially a whole year, then the average annual earnings of such employee shall be equal to the average annual earnings of an employee of the same class working substantially the whole of such immediately preceding year in the same or similar employment by the United States in the same or neighboring place, as determined in accordance with clause (A).

"(C) If either of the foregoing methods of determining the average annual earnings of an injured employee cannot reasonably and fairly be applied, such average annual earnings shall be such sum as, having regard to the previous earnings of the injured employee in Federal employment, and of other employees of the United States in the same or most similar class working in the same or most similar employment in the same or neighboring locality, or to other previous employment of such employee, or to any other relevant factors, shall reasonably represent the annual earning capacity of the injured employee in the employment in which he was working at the time of the injury: *Provided*, That his average annual earnings shall consist of not less than one hundred and fifty times the average daily wage which he shall have earned in such employment during the days when so employed within the period of one year immediately preceding his injury.

Minimum.

"(D) Such rules shall, so far as practicable, be also applied in the case of an employee serving without pay or at nominal pay: *Provided*, That (i) the average annual earnings of such employee shall in no event exceed the basic rate of annual compensation specified under the Classification Act of 1923, as amended, for positions in grade CAF-15 or P-8 at the bottom of such grade, and (ii) if his average annual earnings cannot reasonably and fairly be determined in the manner otherwise provided

Limitation.

42 Stat. 1488.
5 U. S. C. §§ 661-
674; Supp. II, § 662 *et*
seq.
Post, p. 972.

in this section, such average annual earnings shall be determined at the reasonable value of the service rendered but not in excess of \$3,600 per annum.

"Year."

"(d) As used in this section the term 'year' means a period of twelve calendar months, or the equivalent thereof as specified in regulations issued by the Administrator."

COMPUTATION OF WAGE-EARNING CAPACITY

39 Stat. 746.

SEC. 204. Section 13 of the Federal Employees' Compensation Act (5 U. S. C., 1946 edition, sec. 763), is amended to read as follows:

Ante, p. 862.

"SEC. 13. (a) In the determination of an employee's wage-earning capacity after the beginning of partial disability, the rules specified in section 12 (b) shall apply.

Ante, p. 855.

Determination of wage-earning capacity.

"(b) The wage-earning capacity of an injured employee, in determining compensation for partial disability other than permanent partial disability compensable under section 5, shall be determined by his actual earnings if such actual earnings fairly and reasonably represent his wage-earning capacity: *Provided, however,* That if the employee has no actual earnings, or his actual earnings do not fairly and reasonably represent his wage-earning capacity, such wage-earning capacity as shall appear reasonable under the circumstances of the case shall be determined, having due regard to the nature of his injury, the degree of physical impairment, his usual employment, and any other factors or circumstances in the case which may affect his capacity to earn wages in his disabled condition."

ADMINISTRATOR SUBSTITUTED FOR COMMISSION

39 Stat. 748.

5 U. S. C. § 778 note.

Delegation of powers.

SEC. 205. (a) Section 28 of the Federal Employees' Compensation Act, as amended, is amended to read as follows:

"SEC. 28. This Act shall be administered by the Administrator. The Administrator is authorized to delegate to any officer or employee of the Federal Security Agency any of the powers conferred upon him by this Act."

39 Stat. 748.

5 U. S. C. § 779.

(b) The first and third sentences of section 28a of such Act are repealed, but such repeal shall not be construed to revive any independent bureau or other agency abolished by such section.

(c) (1) The word "commission" (or other designation of the commission), and the word "it" or "its" whenever they refer to the commission, in any part of such Act, are struck out wherever necessary in order to give effect to subsection (a) of this section, and the words "Administrator" and "he" or "his", respectively, are inserted in lieu thereof.

39 Stat. 748.

5 U. S. C. § 780.

(2) In addition, the phrase "or any commissioner by authority of the commission," in section 29 of such Act is struck out.

OVERPAYMENTS

39 Stat. 749.

39 Stat. 749.
5 U. S. C. §§ 786,
787.

SEC. 206. Section 38 of the Federal Employees' Compensation Act (5 U. S. C., 1946 edition, sec. 788), is amended to read as follows:

"SEC. 38. (a) Subject to the provisions of sections 36 and 37, whenever by reason of an error of fact or law an overpayment has been made to an individual under this Act, proper adjustments shall be made, under regulations prescribed by the Administrator, by decreasing subsequent payments to which such individual is entitled. If such individual dies before such adjustment has been completed, adjustment shall be made by decreasing subsequent benefits, if any, payable under this Act with respect to such individual's death.

Incorrect payments.

"(b) There shall be no adjustment or recovery by the United States in any case where incorrect payment has been made to an individual

who is without fault and where adjustment or recovery would defeat the purpose of this Act or would be against equity and good conscience.

"(c) No certifying or disbursing officer shall be held liable for any amount certified or paid by him to any person where the adjustment or recovery of such amount is waived under subsection (b), or where adjustment under subsection (a) is not completed prior to the death of all persons against whose benefits deductions are authorized."

Nonliability.

SHORT TITLE

SEC. 207. The Federal Employees' Compensation Act, as amended, is further amended by adding thereto at the end thereof a new section as follows:

39 Stat. 742.
5 U. S. C. §§ 751-793.
Ante, p. 854 *et seq.*

"SEC. 43. This Act may be cited as the 'Federal Employees' Compensation Act'."

FEES

SEC. 208. Section 23 of such Act, as amended, is further amended to read as follows:

39 Stat. 747.
5 U. S. C. § 773.

"SEC. 23. (a) Fees or examinations made on the part of the United States under sections 21 and 22 by physicians who are not officers or employees of the United States and not under contract to the United States to render medical services to its employees shall be fixed by the Administrator. Such fees, and any sum payable to the employee under section 21, which authorized or approved by the Administrator, shall be paid from the Employees' Compensation Fund.

39 Stat. 747.
5 U. S. C. §§ 771, 772.

"(b) A claimant may be represented before the Administrator in any proceeding under this Act by any person duly authorized by such claimant. No claim for legal services or for any other services rendered in respect of a case, claim, or award for compensation under this Act, to or on account of any person, shall be valid unless approved by the Administrator. Any person who receives any fee or other consideration, or any gratuity on account of services so rendered, unless such fee, consideration, or gratuity, is so approved, or who solicits employment for himself or another in respect of any case, claim, or award for compensation under (or to be brought under) this Act shall be guilty of a misdemeanor and upon conviction thereof shall, for each offense, be punished by a fine of not more than \$1,000 or by imprisonment not to exceed one year, or by both such fine and imprisonment.

Representative of claimant.

"(c) If any person in proceedings before the Administrator or his duly authorized representative disobeys or resists any lawful order or process, or misbehaves during a hearing or so near the place thereof as to obstruct the same, the Administrator or his duly authorized representative shall certify the facts to the district court having jurisdiction in the place in which he is sitting (or to the district court of the United States for the District of Columbia if he is sitting in such district) which shall thereupon in a summary manner hear the evidence as to the acts complained of, and, if the evidence so warrants, punish such person in the same manner and to the same extent as for a contempt committed before the court, or commit such person upon the same conditions as if the doing of the forbidden act had occurred with reference to the process of or in the presence of the court."

Disobedience, etc., of lawful order.

ACCIDENT PREVENTION AND ANNUAL REPORTS

SEC. 209. Section 33 of the Federal Employees' Compensation Act, as amended, is further amended by designating the first two paragraphs thereof, respectively, subsections "(a)" and "(b)" and by adding a new subsection designated as "(c)", as follows:

39 Stat. 749.
5 U. S. C. § 784.

"(c) In order to reduce the number of accidents and injuries among Government officers and employees, encourage safe practices, eliminate work hazards and health risks, and reduce compensable injuries,

Reports.

the heads of the various departments and agencies are authorized and directed to develop, support, and foster organized safety promotion, and the President may also establish by Executive order a safety council composed of representatives of Government departments and agencies to serve as an advisory body to the Administrator in furtherance of the safety program carried out by the Administrator pursuant to this section, and the President may undertake such other measures as he may deem proper to prevent injuries and accidents to persons covered by this Act. Departments and other agencies of the United States shall keep such records of injuries and accidents to persons covered by this Act, whether or not resulting in loss of time or the payment or furnishing of benefits, and make such statistical or other reports and upon such forms as the Administrator may by regulation prescribe."

TITLE III—TRANSITIONAL PROVISIONS AND EFFECTIVE DATE

EXTENSION OF TIME LIMITATIONS

39 Stat. 742.
5 U. S. C. §§ 751-793.
Ante, p. 854 *et seq.*

SEC. 301. (a) Where an individual with respect to whose disability or death compensation is claimed under the Federal Employees' Compensation Act, as amended, was injured or died outside the United States on or after December 7, 1941, and before August 11, 1946, the time limitations of such Act with respect to the giving of notice of injury and the filing of a claim for compensation shall not begin to run until the date of enactment of this Act.

"United States."

(b) As used in this subsection, the term "United States" includes only the States, Alaska, Hawaii, Puerto Rico, the Virgin Islands, and the Canal Zone.

COMPROMISE SETTLEMENTS—PRIVATE ACTS

39 Stat. 742.
5 U. S. C. §§ 751-793.
Ante, p. 854 *et seq.*

SEC. 302. The provisions of this Act shall not be construed to authorize the payment of any compensation under the Federal Employees' Compensation Act in any case where, pursuant to private relief legislation, a beneficiary of such legislation has accepted payment of a grant in satisfaction of the liability of the United States (or its corporation, agency, or other instrumentality) in such case, or where such liability has been compromised and settled, or other satisfaction received, as the result of any action sounding in tort or under maritime law, or where a lump sum has been received under section 14 of the Federal Employees' Compensation Act and the lump-sum award is not modified or set aside for other reasons.

39 Stat. 746.
5 U. S. C. § 764.

EFFECTIVE OPERATION

Ante, pp. 854, 861.

SEC. 303. (a) Except as otherwise provided by this section or in this Act, titles I and II of this Act shall take effect on the date of enactment of this Act and be applicable to any injury or death occurring before or after such date.

Ante, p. 854.

(b) The amendments made by section 101 of this Act to sections 2 and 8 of the Federal Employees' Compensation Act shall not apply to any period of disability commencing before the enactment of this Act.

Ante, pp. 855, 858, 859.

(c) The amendments made by sections 102, 103, 105, and 106 of this Act to sections 3, 4 (a), 6, 10, and 39 of the Federal Employees' Compensation Act shall be applicable to cases of injury or death occurring before enactment of this Act only with respect to any period beginning on or after the first day of the first calendar month following the enactment of this Act.

(d) (1) The amendments made by section 104 of this Act to section 5 of the Federal Employees' Compensation Act, establishing special provisions for permanent disability involving the loss, or loss of use, of a member or function of the body, shall (A) in cases within the purview of section 5 (b) or in cases of disfigurement apply retroactively to any case where the injury occurred on or after January 1, 1940, and (B) in other cases, apply retroactively to injuries which occurred within one year prior to the enactment of this Act: *Provided*, That where the injury occurred before such enactment, except in cases specified in subsection (b) of section 5 of such Act, as so amended, the injured employee shall not be entitled to compensation under the schedule unless within one year after such date of enactment he elects to receive compensation under the schedule if so entitled: *Provided further*, That in the event of such election, all amounts theretofore paid on the basis of loss of wage-earning capacity as compensation for permanent disability involving a loss, or loss of use, of a member or function, or disfigurement, as specified in the schedule shall be credited against any compensation awarded by reason of such amendment: *And provided further*, That any award made under the provisions of this subsection shall be payable prospectively in the same manner as though the injury occurred after the enactment of this Act.

Ante, p. 855.*Ante*, p. 856.

Time limitation.

Credit of prior compensation.

(2) No payment upon death pursuant to section 5 (d) of the Federal Employees' Compensation Act, as amended by this Act, shall be made unless death occurs after such enactment. In the event of such death, the election required by paragraph (1) of this subsection shall be deemed to have been made.

Ante, p. 857.

(e) Section 107 of this Act, amending section 11 of the Federal Employees' Compensation Act, shall apply only to deaths occurring after the enactment of this Act.

Ante, p. 860.

(f) (1) The amendments made by section 108 of this Act to the definition of the term "employee" contained in section 40 of the Federal Employees' Compensation Act shall, as to any case of injury or death occurring before the date of enactment of this Act, apply only to injuries or deaths occurring on or after December 7, 1941, and compensation (including medical or other benefits) in any such case shall not be paid for any period earlier than the first day of the first month following enactment of this Act and, in cases of disability caused by such an injury, shall be limited to compensation for permanent partial or permanent total disability.

Ante, p. 860.

(2) The time limitations of the Federal Employees' Compensation Act with respect to the giving of notice of injury and the filing of a claim for compensation, in any case brought within the purview of section 40 of such Act by this Act, shall not begin to run until the date of enactment of this Act.

Time limitations.

39 Stat. 750.
5 U. S. C. § 790.
Ante, p. 860.
Ante, p. 861.

(g) The amendment made by section 201 of this Act to section 7 of the Federal Employees' Compensation Act, making the remedy and liability under such Act exclusive except as to masters or members of the crew of any vessel, shall apply to any case of injury or death occurring prior to the date of enactment of this Act: *Provided, however*, That any person who has commenced a civil action or an action in admiralty with respect to such injury or death prior to such date, shall have the right at his election to continue such action notwithstanding any provision of this Act to the contrary, or to discontinue such action within six months after such date before final judgment and file claim for compensation under the Federal Employees' Compensation Act, as amended, within the time limited by sections 15 to 20 of such Act (including any extension of such time limitations by any provision of this Act), or within one year after enactment of this Act, whichever is later. If any such action is not discontinued and is

Civil or admiralty actions.

39 Stat. 742.
5 U. S. C. §§ 751-793.
39 Stat. 746.
5 U. S. C. §§ 765-770.

39 Stat. 746.
5 U. S. C. §§ 765-770.

Ante, pp. 862, 864.

decided adversely to the claimant on the ground that the remedy or liability under the Federal Employees' Compensation Act is exclusive, or on jurisdictional grounds, or for insufficiency of the pleadings, the claimant shall, within the time limited by sections 15 to 20 of such Act (including any extension of such time limitations by any provision of this Act), or within one year after final determination of such cause, whichever is later, be entitled to file a claim under such Act.

(h) The amendments made by sections 203 and 204 of this Act to sections 12 and 13 of the Federal Employees' Compensation Act, pertaining to the determination of the employee's pay or his wage-earning capacity, may, in the interest of justice and in the discretion of the Administrator, be applied in any case, irrespective of the date of injury or death, so as to cause payments of compensation, with respect to any period not earlier than the first day of the first month after enactment of this Act, to be consistent with such amendments.

TIME LIMITATIONS NOT EXTENDED

39 Stat. 742.
5 U. S. C. §§ 751-793.
Ante, p. 854 *et seq.*

SEC. 304. Except as otherwise expressly provided, the enactment of this Act shall not suspend or defer the running of the time limitations of the Federal Employees' Compensation Act with respect to the giving of notice of injury and filing of a claim for compensation.

SEAMEN

39 Stat. 742.
5 U. S. C. §§ 751-793.

SEC. 305. (a) Nothing contained in this Act shall be construed to affect the exclusion of certain seamen (as defined in the Act of March 24, 1943, ch. 26, 57 Stat. 45, as amended; 50 U. S. C., Appendix, sec. 1291) from the terms of the Federal Employees' Compensation Act, as provided by such Act of March 24, 1943, as amended.

(b) Nothing contained in this Act shall be construed to affect any maritime rights and remedies of a master or member of the crew of any vessel.

TITLE IV

LIBERALIZATION OF MINIMUM AND MAXIMUM COMPENSATION FOR EMERGENCY RELIEF WORKERS

5 U. S. C. § 796.
Aggregate monetary compensation.

Minimum monthly pay.
Ante, p. 858.

Ante, p. 859.

56 Stat. 725.
5 U. S. C. § 793.

Special schedules.

SEC. 401. (a) Clauses (a), (b), and (c) of the second proviso to section 1 of the Act approved February 15, 1934 (ch. 13, 48 Stat. 351), are hereby amended to read as follows:

"(a) that the aggregate monetary compensation in any individual case, except compensation for death or for permanent total disability, shall not exceed the sum of \$4,000 and that the monthly monetary compensation shall not in any event exceed \$100, both exclusive of medical costs;

"(b) that, in lieu of the minimum limit on monthly compensation for disability established by section 6 and the minimum limit on the monthly pay on which death compensation is to be computed as provided by section 10 (K) of such Act, the monthly pay on the basis of which compensation for disability or death is computed shall be deemed to be not less than \$75 and compensation shall be payable on the basis of such pay regardless of the actual pay at the time of injury or death, except that the Federal Security Administrator may from time to time, by regulation, fix a lower minimum monthly pay as a basis for computing such compensation as to any class of individuals, specified in the fourth paragraph of section 42 of such Act, as amended, who sustained injury or were killed outside the continental United States;

"(c) that the Federal Security Administrator may from time to time, subject to the above limitations, establish a special sched-

ule of compensation for disability and for death (including a special schedule of compensation for the loss, or loss of use, of members or functions of the body), and compensation under such schedule shall be in lieu of all other compensation in such cases;".

(b) The first proviso to section 8 of the Emergency Relief Appropriation Act of 1937 (ch. 401, 50 Stat. 352, 356), and the first proviso to section 16 of the Emergency Relief Appropriation Act of 1938 (ch. 554, 52 Stat. 809, 814), are repealed.

(c) This section shall apply to any case heretofore or hereafter coming within the purview of such Act of February 15, 1934, but no compensation shall, with respect to any case of injury or death occurring before the date of enactment of this Act, accrue or be increased by reason of the enactment of this section for any period prior to the first day of the first month following the date of enactment of this Act.

(d) The special schedule of compensation heretofore established pursuant to clause (a) of the second proviso to section 1 of such Act of February 15, 1934, shall remain in effect until superseded by a new schedule established pursuant to the amendments made by this section.

Repeals.

Applicability.

48 Stat. 351.
5 U. S. C. § 796.
Ante, p. 868.

Termination of special schedule.

48 Stat. 351.
5 U. S. C. § 796.

MEMBERS OF WOMEN'S ARMY AUXILIARY CORPS

SEC. 402. Effective as of July 25, 1947, paragraph a of section 2 of the Act approved July 25, 1947 (ch. 327, 61 Stat. 449, 451), is amended by striking out the semicolon at the end of the provision repealing the Act of July 1, 1943 (57 Stat. 371), and the Act of May 14, 1942 (56 Stat. 278), as amended, and inserting in lieu thereof a colon and the following proviso: "*Provided*, That section 11 of such Act of May 14, 1942, shall remain in effect to the extent specified in section 5 of such Act of July 1, 1943;".

Approved October 14, 1949.

50 U. S. C., Supp. II, app. §§ 1551-1555 notes; 10 U. S. C., Supp. II, §§ 484, 571, 1711 notes.
50 U. S. C. § 301; 50 U. S. C. app. §§ 1551-1555; Supp. II, §§ 1551-1555 notes.
56 Stat. 280; 57 Stat. 371.
10 U. S. C. § 1711; Supp. II, § 1711 note; 50 U. S. C. app. § 1555; Supp. II, § 1555 note.

[CHAPTER 694]

AN ACT

Making supplemental appropriations for the fiscal year ending June 30, 1950, and for other purposes.

October 14, 1949
[H. R. 6008]
[Public Law 358]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations for the fiscal year ending June 30, 1950, and for other purposes, namely:

Supplemental Appropriation Act, 1950.
Post, p. 973.

LEGISLATIVE BRANCH

SENATE

Office of the Sergeant at Arms and Doorkeeper: Effective on the first day of the first month following enactment of this Act, the appropriation for salaries of officers and employees of the Senate contained in the Legislative Branch Appropriation Act for the fiscal year 1950 is made available for the compensation of one additional special employee at the basic rate of \$1,000 per annum.

Ante, p. 217.

For payment to Adelaide R. Hasse for compensation for the compilation of the index digest of the Temporary National Economic Committee, \$3,600.

HOUSE OF REPRESENTATIVES

CONTINGENT EXPENSES OF THE HOUSE

For payment to John C. Davies, contestee, for expenses incurred in the contested election case of Fuller versus Davies as audited and

recommended by the Committee on House Administration, \$2,000, to be disbursed by the Clerk of the House.

For payment to Vincent L. Browner, contestant, for expenses incurred in the contested election case of Browner versus Cunningham as audited and recommended by the Committee on House Administration, \$2,000, to be disbursed by the Clerk of the House.

For payment to Paul Cunningham, contestee, for expenses incurred in the contested election case of Browner versus Cunningham as audited and recommended by the Committee on House Administration, \$2,000, to be disbursed by the Clerk of the House.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS

Senate Restaurants: For repairs, improvements, furnishings, and equipment for the Senate Restaurant, Senate Office Building, including personal and other services, \$13,500, to be expended by the Architect of the Capitol under the supervision of the Senate Committee on Rules and Administration, without regard to Section 3709 of the Revised Statutes, as amended.

41 U. S. C. § 5.
Ante, p. 403.

THE JUDICIARY

OTHER FEDERAL COURTS

MISCELLANEOUS ITEMS OF EXPENSE

Fees of Jurors

For an additional amount, fiscal year 1949, for "Fees of jurors", \$40,000, to be derived by transfer from the appropriation for "Salaries of criers" for said fiscal year.

62 Stat. 331.
Ante, p. 78.

FUNDS APPROPRIATED TO THE PRESIDENT

SPECIAL FUND FOR MANAGEMENT IMPROVEMENT

To enable the President, by allocation to any department, agency, corporation, or independent establishment in the executive branch of the Government, to provide for expenses necessary for carrying out, by contract or otherwise, activities of primary importance in improving the effectiveness of Government management and operations, including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates not to exceed \$50 per diem for individuals; travel; and printing and binding; \$1,000,000, to be derived by transfer from the reserved portion of any appropriation or appropriations as the President may designate, against which reserves shall have been established pursuant to Executive Order No. 8512, as amended.

60 Stat. 810.

3 CFR, Cum. Supp.,
p. 699.

INDEPENDENT OFFICES

FEDERAL SECURITY AGENCY

COLUMBIA INSTITUTION FOR THE DEAF

SALARIES AND EXPENSES

For an additional amount, fiscal year 1949, for "Salaries and expenses", for retroactive pay increases granted by administrative action, comparable to those authorized by the Acts of July 3, 1948 (Public Law 900), and July 6, 1949 (Public Law 160), \$28,100.

62 Stat. 397.

62 Stat. 1260.
39 U. S. C., Supp.
II, § 878a note.
Ante, p. 407.

HOWARD UNIVERSITY

SALARIES AND EXPENSES

For an additional amount, fiscal year 1949, for "Salaries and expenses", for retroactive pay increases granted by administrative action, comparable to those authorized by the Acts of July 3, 1948 (Public Law 900), and July 6, 1949 (Public Law 160), \$200,000.

62 Stat. 393.

62 Stat. 1260.
39 U. S. C., Supp.
II, § 878a note.
Ante, p. 407.

SOCIAL SECURITY ADMINISTRATION

RECONVERSION UNEMPLOYMENT BENEFITS FOR SEAMEN

For payments to seamen as authorized by title XIII of the Social Security Act, as amended, \$300,000, together with the unobligated balance of the appropriation under this head for the fiscal year 1949.

60 Stat. 982.
42 U. S. C. §§ 1331-
1336.
Ante, p. 445.
62 Stat. 445.

GENERAL SERVICES ADMINISTRATION

FEDERAL WORKS AGENCY

PUBLIC BUILDINGS ADMINISTRATION

National Industrial Reserve

For an additional amount for "National industrial reserve", \$1,600,000, for payment of obligations incurred under authority granted under this head in the Second Deficiency Appropriation Act, 1948.

62 Stat. 1033.

HOUSING AND HOME FINANCE AGENCY

OFFICE OF THE ADMINISTRATOR

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$2,700,000; and appropriations under this head for the fiscal year 1950 shall be available for purchase of not to exceed two passenger motor vehicles: *Provided*, That the Administrator may, with the approval of the Director of the Bureau of the Budget, transfer to this account from funds of the constituent agencies such sums as relate primarily to functions which are consolidated in the Office of the Administrator as authorized by Title III of the Housing Act of 1948, as amended.

Ante, pp. 644, 742.

Transfer of funds.

62 Stat. 1276.
12 U. S. C., Supp.
II, §§ 1701e, 1701f.
Ante, p. 431.

FEDERAL HOUSING ADMINISTRATION

The amount made available under this head in the Independent Offices Appropriation Act, 1950, for administrative expenses of the Federal Housing Administration, is increased by \$2,000,000; and the sources of funds for such administrative expenses shall include the Military Housing Insurance Fund created by Public Law 211 (Eighty-first Congress).

Ante, p. 658; *post*, p. 977.*Ante*, p. 671.

MILITARY HOUSING INSURANCE FUND

For payment to the Military Housing Insurance Fund, as provided by Public Law 211 (Eighty-first Congress), \$5,000,000.

Ante, p. 671.

PUBLIC HOUSING ADMINISTRATION

For administrative expenses of the Public Housing Administration, \$4,250,000, to be merged with funds made available for such expenses by title II of the Independent Offices Appropriation Act, 1950; and such merged funds shall be available for the purchase of not to exceed ten passenger motor vehicles (including those provided for in the Independent Offices Appropriation Act, 1950), and for

Ante, p. 659.

expenses of attendance at meetings of organizations concerned with the work of the Administration.

Ante, p. 644.

The second proviso in the paragraph under the heading "Public Housing Administration" in title I of the Independent Offices Appropriation Act, 1950, is hereby repealed as of August 24, 1949.

NATIONAL CAPITAL SESQUICENTENNIAL COMMISSION

61 Stat. 396.

Ante, p. 140.

60 Stat. 810.

For expenses necessary for the National Capital Sesquicentennial Commission to prepare and carry out a program for the commemoration of the one hundred and fiftieth anniversary of the establishment of the seat of the Federal Government in the District of Columbia, as authorized by the Acts of July 18, 1947 (Public Law 203), and May 31, 1949 (Public Law 78), including personal services and rent in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and such construction or other expenses as may now be authorized by law; \$3,000,000.

DISTRICT OF COLUMBIA

FISCAL SERVICE

COLLECTOR'S OFFICE

62 Stat. 538.

For an additional amount, fiscal year 1949, for "Collector's Office", \$41,116.66.

REGULATORY AGENCIES

BOARD OF PAROLE

Ante, p. 305.

For an additional amount for "Board of Parole", \$3,125.

DEPARTMENT OF WEIGHTS, MEASURES AND MARKETS

Ante, p. 305.

For an additional amount for "Department of Weights, Measures and Markets", \$12,000.

LICENSE BUREAU

Ante, p. 305.

For an additional amount for "License Bureau", \$5,000.

PUBLIC SCHOOLS

CAPITAL OUTLAY

Ante, pp. 306, 308.

For alterations and additions at the Bell Vocational High School building, \$225,000, to remain available until expended, and to be disbursed and accounted for as "Capital outlay, construction, public schools, District of Columbia".

COURTS

UNITED STATES COURTS

61 Stat. 435.

For an additional amount, fiscal year 1948, for "United States Courts", \$122,186.73.

HEALTH DEPARTMENT

MEDICAL CHARITIES

61 Stat. 437.

For an additional amount, fiscal year 1948, for "Medical charities" for care and treatment of indigent patients under contracts made by the Health Officer of the District of Columbia and approved by the

Commissioners with institutions as follows: Children's Hospital, \$1,227; Eastern Dispensary and Casualty Hospital, \$50,582.35; Central Dispensary and Emergency Hospital, \$51,256.60; in all, \$103,065.95.

PUBLIC WELFARE

SAINT ELIZABETHS HOSPITAL

For an additional amount, fiscal year 1948, for "Saint Elizabeths Hospital", \$23,266.95.

61 Stat. 439.

DAY-CARE CENTERS

For all expenses necessary to continue a system of nurseries and nursery schools for the day care of school-age and under-school-age children in the District of Columbia through June 30, 1950, including personal services, \$100,000.

Ante, p. 278.

PUBLIC WORKS

OPERATING EXPENSES, OFFICE OF SUPERINTENDENT OF DISTRICT BUILDINGS

For an additional amount, fiscal year 1949, for "Operating expenses, Office of Superintendent of District Buildings", \$32,700.

62 Stat. 550.

DEPARTMENT OF VEHICLES AND TRAFFIC

(Payable from highway fund)

For an additional amount for "Department of Vehicles and Traffic" payable from highway fund, \$19,500.

Ante, p. 318.

PAY INCREASES

For retroactive pay increases, fiscal year 1949, pursuant to the Acts of July 3, 1948 (Public Law 900), June 30, 1949 (Public Law 151), and July 6, 1949 (Public Law 160), and comparable increases granted by administrative action pursuant to law, to be allocated by the Commissioners of the District of Columbia to the appropriations of said District for said fiscal year to which such increases are properly chargeable, \$4,205,850, of which \$142,060 shall be payable from the Highway Fund and \$83,245 shall be payable from the Water Fund.

62 Stat. 1260.
39 U. S. C., Supp.
II, § 878a note.
Ante, pp. 376, 407.

The restrictions contained within appropriations or affecting appropriations or other funds, available during the fiscal year 1949, limiting the amounts which may be expended for personal services or for other purposes involving personal services, or amounts which may be transferred between appropriations or authorizations, are hereby waived to the extent necessary to meet increased pay costs authorized by the Acts of July 3, 1948 (Public Law 900), June 30, 1949 (Public Law 151), and July 6, 1949 (Public Law 160), and comparable increases granted by administrative action pursuant to law.

Waiver of restrictions.

62 Stat. 1260.
39 U. S. C., Supp.
II, § 878a note.
Ante, pp. 376, 407.

SETTLEMENT OF CLAIMS AND SUITS

For the payment of claims in excess of \$250, approved by the Commissioners in accordance with the provisions of the Act of February 11, 1929, as amended (46 Stat. 500), \$8,198.03.

AUDITED CLAIMS

For the payment of audited claims certified to be due by the accounting officers of the District of Columbia under appropriations the balances of which have been exhausted or carried to the surplus fund under the provisions of section 5 of the Act of June 20, 1874 (31 U. S. C. 713), being for the service of the fiscal year 1946 and prior

18 Stat. 110.
Ante, p. 407.

fiscal years, as set forth in House Document 259 (Eighty-first Congress), \$1,550.17.

DIVISION OF EXPENSES

The sums appropriated in this Act for the District of Columbia shall, unless otherwise specifically provided, be paid out of the general fund of the District of Columbia, as defined in the District of Columbia Appropriation Acts for the fiscal years involved.

DEPARTMENT OF AGRICULTURE

FARM HOUSING

Ante, p. 432.

To enable the Secretary to carry into effect the provisions of title V of the Housing Act of 1949, as follows:

Ante, p. 438.

Loans: For loans, to be borrowed from the Secretary of the Treasury in accordance with the provisions of section 511 of said Act, \$25,000,000, to remain available until June 30, 1953.

Ante, p. 438.

Ante, pp. 434, 435.

Grants and loans: For grants and loans, in accordance with the provisions of section 513 of said Act, for the purposes of subsections 504 (a) and 504 (b), \$2,000,000.

60 Stat. 810.

60 Stat. 903.

Salaries and expenses: For administrative expenses, including personal services in the District of Columbia; hire of passenger motor vehicles; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and health service programs as authorized by law (5 U. S. C. 150); \$3,000,000, which shall be available for allocation by the Secretary of Agriculture to the several agencies of the Department of Agriculture, and to State agencies through the Agricultural Extension Service.

FOREST SERVICE

EMERGENCY RECONSTRUCTION AND REPAIR

Ante, p. 240.

For an additional amount for "Emergency reconstruction and repair", \$325,000, to be merged with and made a part of the appropriation under this head in the Second Deficiency Appropriation Act, 1949.

RURAL ELECTRIFICATION ADMINISTRATION

49 Stat. 1363.
7 U. S. C. §§ 901-915;
Supp. II, §§ 903, 904.
Post, p. 948.

Post, p. 948.

Ante, p. 345; *post*,
p. 978.

To carry into effect the provisions of the Rural Electrification Act, as amended, and to provide for rural telephones and other purposes: *Provided*, That the following two paragraphs shall be effective only upon the enactment into law during the first session of the Eighty-first Congress of H. R. 2960, as follows:

Salaries and expenses: For an additional amount for administrative expenses, including personal services in the District of Columbia, \$250,000, of which amount \$35,000 shall be transferred to and made a part of the appropriation for the Office of the Solicitor.

Post, p. 948.
49 Stat. 1365, 1364.
7 U. S. C. §§ 907,
908; Supp. II, § 903.
Post, p. 948.

Loans: For loans in accordance with title II and for carrying out the provisions of section 7 of title I, \$25,000,000, to be borrowed from the Secretary of the Treasury in accordance with the applicable provisions of section 3 of title I.

DEPARTMENT OF COMMERCE

BUREAU OF THE CENSUS

SEVENTEENTH DECENNIAL CENSUS

Ante, p. 463.

Ante, p. 441.

For an additional amount for "Seventeenth decennial census", to remain available until December 31, 1952, \$8,000,000; and appropriations under this head shall be available for carrying out those provisions of the Housing Act of 1949, approved July 15, 1949, requiring a census of housing.

CIVIL AERONAUTICS ADMINISTRATION

CLAIMS, FEDERAL AIRPORT ACT

For an additional amount for "Claims, Federal Airport Act", \$300,421.92, to remain available until June 30, 1953, as follows: Lubbock Municipal Airport, Lubbock, Texas, \$187,493; Del Norte County Airport, County of Del Norte, California, \$754.92; Memphis Municipal Airport, Memphis, Tennessee, \$112,174.

60 Stat. 170.
49 U. S. C. §§ 1101-1119; Supp. II, § 1101 *et seq.*
Ante, pp. 478, 480, 603, 605; *post*, pp. 903, 925.

BUREAU OF FOREIGN AND DOMESTIC COMMERCE

DEPARTMENTAL SALARIES AND EXPENSES

For an additional amount for "Departmental salaries and expenses" pursuant to Public Law 153 (Eighty-first Congress), \$45,000.

Ante, p. 404.

DEPARTMENT OF THE INTERIOR

BUREAU OF INDIAN AFFAIRS

CONSTRUCTION, BUILDINGS AND UTILITIES

For an additional amount for "Construction, and so forth, buildings and utilities", as follows:

Ante, p. 773.

Klamath, Oregon: \$150,000, in accordance with the Act of August 19, 1949, Public Law 256.

Ante, p. 621.

ROADS

For an additional amount for "Roads", \$98,500, to remain available until expended.

Ante, p. 774.

NATIONAL PARK SERVICE

SALARIES AND EXPENSES, NATIONAL CAPITAL PARKS

For an additional amount, fiscal year 1949, for "Salaries and expenses, National Capital Parks", \$12,400.

Ante, p. 243.

INTERNATIONAL PEACE GARDEN, NORTH DAKOTA

For the construction of roads, trails, buildings, utilities, and other improvements, including expenses incidental thereto, necessary for completion of the International Peace Garden, North Dakota, \$25,000, to remain available until expended: *Provided*, That this paragraph shall be effective only upon the enactment into law during the first session of the Eighty-first Congress of H. R. 2369.

Post, p. 888.

GOVERNMENT IN THE TERRITORIES

TERRITORY OF ALASKA

For an additional amount, fiscal year 1949, for expenses of the offices of Governor and the Secretary, \$1,600.

62 Stat. 1146.

VIRGIN ISLANDS CORPORATION

Revolving fund: For establishing a revolving fund for advances to the Virgin Islands Corporation, as authorized by section 6 of the Virgin Islands Corporation Act (Public Law 149, approved June 30, 1949), \$1,250,000.

Ante, p. 353.

Grants: For payment to the Virgin Islands Corporation in the form of grants, \$1,026,000, of which amount \$276,000 shall be for estimated losses to be sustained during the fiscal year 1950, as authorized by section 8 (a) of the Virgin Islands Corporation Act, in the conduct of activities budgeted as predominantly revenue producing, and

Ante, p. 354.

\$750,000 shall be for repayment to the Secretary of the Treasury of loans outstanding.

Contract authority.

59 Stat. 598.
31 U. S. C., Supp. II,
§ 849.

Limitation.

During the fiscal year 1950 the Virgin Islands Corporation is hereby authorized to make such expenditures, within the limits of funds available to it and in accord with law, and to make such contracts and commitments without regard to fiscal-year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out its programs as set forth in House Document Numbered 291, Eighty-first Congress, first session: *Provided*, That not to exceed \$121,480 of the funds available to the Corporation shall be available for administrative expenses (to be computed on an accrual basis), covering the categories set forth in said document for such expenses of the Corporation.

DEPARTMENT OF JUSTICE

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES, PENAL AND CORRECTIONAL INSTITUTIONS

Ante, p. 460.

Appropriations under this head for the fiscal year 1950 shall be available for payment of claims pursuant to Public Law 93, approved June 10, 1949.

Ante, p. 167.

DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

OFFICE OF THE SOLICITOR

Ante, p. 283; *post*,
p. 981.

For an additional amount for "Salaries and expenses, Office of the Solicitor", \$26,500.

BUREAU OF LABOR STANDARDS

Ante, p. 283.

For an additional amount for "Salaries and expenses, Bureau of Labor Standards", \$55,400; and not to exceed \$68,400 of appropriations under this head for the fiscal year 1950 shall be available for the work of the President's Committee on National Employ the Physically Handicapped Week, as authorized by the Act of July 11, 1949 (Public Law 162).

Ante, p. 409.

WAGE AND HOUR DIVISION

Ante, p. 284; *post*,
p. 981.

For an additional amount for "Salaries and expenses", \$53,300.

NATIONAL MILITARY ESTABLISHMENT

DEPARTMENT OF THE AIR FORCE

ACQUISITION AND CONSTRUCTION OF REAL PROPERTY

Ante, p. 66.

For an additional amount for "Acquisition and Construction of Real Property", for military installations and facilities authorized by the Act of May 11, 1949 (Public Law 60), \$5,000,000, to remain available until expended.

RESEARCH AND DEVELOPMENT

Transfer of funds.

Not to exceed \$7,500,000 of any appropriations available to the Department of the Air Force for the fiscal year 1950 may, upon request of the Secretary of Defense, be transferred to and merged with the appropriation under this head in the National Military Establishment Appropriation Act, 1950.

Post, p. 1015.

POST OFFICE DEPARTMENT

(Out of the Postal Revenues)

DEPARTMENTAL SERVICE

Salaries

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

For an additional amount for "Office of the Second Assistant Postmaster General", \$50,000; and the amount made available under this head in the Post Office Department Appropriation Act, 1950, only for temporary personal services in the District of Columbia and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), in connection with rate hearings before the Interstate Commerce Commission, is increased from "\$160,000" to "\$210,000".

Ante, p. 367.

60 Stat. 810.

FIELD SERVICE

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Star Route Service

For an additional amount for "Star route service", \$2,900,000.

Ante, p. 370.

FOREIGN AIR MAIL TRANSPORTATION

For an additional amount, fiscal year 1946, for "Foreign air mail transportation", \$1,392,000.

59 Stat. 71.

For an additional amount, fiscal year 1948, for "Foreign air mail transportation", \$2,000,000, to be derived by transfer from "Clerks, first- and second-class post offices, 1948".

Ante, pp. 249, 747.

61 Stat. 230.

DEPARTMENT OF STATE

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$1,500,000; and funds appropriated under this head shall be available for retroactive salary increases for the fiscal year 1949, as authorized by the Act of July 6, 1949 (Public Law 160), to the extent that appropriations for said fiscal year are insufficient therefor.

62 Stat. 305.

Ante, p. 407.

PORT-AU-PRINCE BICENTENNIAL EXPOSITION

For carrying out the provisions of the joint resolution of August 19, 1949 (Public Law 251, Eighty-first Congress), authorizing Federal participation in the International Exposition for the Bicentennial of the Founding of Port-au-Prince, Republic of Haiti, \$125,000, to remain available through June 30, 1951.

Ante, p. 618.

FOREIGN SERVICE

SALARIES AND EXPENSES

For an additional amount, fiscal year 1949, for "Salaries and expenses, Foreign Service", \$900,000, and, in addition, not to exceed \$250,000 shall be available for transfer from the appropriation for "Living and quarters allowances, Foreign Service", for said fiscal year.

Ante, p. 250.

62 Stat. 307.

INTERNATIONAL CLAIMS COMMISSION

For expenses necessary to enable the Commission to settle certain claims of the Government of the United States on its own behalf

60 Stat. 810.
62 Stat. 983.
28 U. S. C., Supp. II,
§ 2672.
Ante, pp. 62, 106.

and on behalf of American nationals against foreign governments as authorized by H. R. 4406, Eighty-first Congress, including personal services in the District of Columbia; expenses of attendance at meetings of organizations concerned with the purposes of this appropriation; purchase (not to exceed two) and hire of passenger motor vehicles for field use only; printing and binding; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); payment of claims pursuant to law (28 U. S. C. 2672); payment of rent abroad in advance; employment of aliens; and ice and drinking water for use abroad; \$150,000, of which not to exceed \$25,000 may be transferred to other appropriations of the Department of State for administrative services: *Provided*, That this paragraph shall be effective only upon the enactment into law during the first session of the Eighty-first Congress of H. R. 4406.

SWISS WAR DAMAGE CLAIMS

Ante, p. 279.

For payment of compensation, including interest thereon at such rate as may be agreed upon with the Government of Switzerland, for losses and damages inflicted on persons and property in Switzerland during World War II, as authorized by the Act of June 28, 1949 (Public Law 136), \$14,600,000.

INTERNATIONAL INFORMATION AND EDUCATIONAL ACTIVITIES

Ante, pp. 454, 747.

Retroactive salary increases.

Ante, p. 407.
Construction, etc., of buildings.

41 U. S. C. § 5.
Ante, p. 403.

Radio equipment.

Acquisition of land outside U. S.

33 U. S. C. § 733; 34 U. S. C. § 520; 40 U. S. C. § 255; 50 U. S. C. § 175.

For an additional amount for "International information and educational activities", \$11,500,000; and the limitation under this head in the Department of State Appropriation Act, 1950, on the amount available for transfer to other appropriations of the Department of State is increased by \$90,000: *Provided*, That funds appropriated under this head shall be available for retroactive salary increases for the fiscal year 1949, as authorized by the Act of July 6, 1949 (Public Law 160), to the extent that appropriations for said fiscal year are insufficient therefor: *Provided further*, That \$10,475,000 of this appropriation shall be available until expended, without regard to section 3709 of the Revised Statutes, exclusively for the purchase, construction, and improvement of buildings and facilities, purchase and installation of necessary equipment for radio transmission and reception, and the acquisition of land and interest in land by purchase, lease, rental, or otherwise: *Provided further*, That land may be acquired outside the continental United States without regard to section 355 of the Revised Statutes, and title to any land so acquired shall be approved by the Secretary of State.

TREASURY DEPARTMENT

BUREAU OF INTERNAL REVENUE

56 Stat. 22.

Refund of taxes illegally assessed and paid by Indian wards: For the payment by the Treasury Department of the principal amount of any claim or claims for refund of income taxes filed within the two-year period permitted by and pursuant to the declared policy of Congress as contained in section 2 of the Act of Congress of January 29, 1942 (56 Stat. 21), by or on behalf of any Indian allottee of the class mentioned therein as having been required or permitted to pay any Federal income tax on the rents, royalties, or other gains arising from such allotment during the minority of the allottee, \$200,000, to remain available until expended.

SECRET SERVICE DIVISION

SALARIES AND EXPENSES, WHITE HOUSE POLICE

62 Stat. 413.

For an additional amount, fiscal year 1949, for "Salaries and expenses, White House Police", \$29,000.

BUREAU OF THE MINT

MEDAL FOR ALBEN W. BARKLEY, VICE PRESIDENT OF THE UNITED STATES

For carrying out the provisions of Public Law 221, Eighty-first Congress, approved August 12, 1949, \$2,500.

Ante, p. 599.

TITLE II—CLAIMS FOR DAMAGES AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in Senate Document Numbered 111, and House Document Numbered 283, Eighty-first Congress, \$1,033,748.54, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

TITLE III—GENERAL PROVISIONS

SEC. 301. No part of any appropriation contained in this Act, or of the funds made available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Persons engaging, etc., in strikes against or advocating overthrow of U.S. Government.

Affidavit.

Penalty.

SEC. 302. This Act may be cited as the "Supplemental Appropriation Act, 1950".

Short title.

Approved October 14, 1949.

[CHAPTER 695]

AN ACT

October 15, 1949

[H. R. 1689]

[Public Law 359]

To increase rates of compensation of the heads and assistant heads of executive departments and independent agencies.

Executive departments and independent agencies.
Compensation of officers.

62 Stat. 678.
3 U. S. C., Supp. II,
§ 105.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the rate of basic compensation of the head of each executive department and of the Secretary of Defense shall be \$22,500 per annum; the rate of basic compensation of the Deputy Secretary of Defense shall be \$20,000 per annum; and the rate of basic compensation of the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force shall be, respectively, \$18,000 per annum.

SEC. 2. (a) Section 105 of title 3 of the United States Code is amended to read as follows:

“COMPENSATION OF SECRETARIES AND EXECUTIVE, ADMINISTRATIVE, AND STAFF ASSISTANTS TO PRESIDENT

“§ 105. The President is authorized to fix the compensation of the six administrative assistants authorized to be appointed under section 106 of this title, of the Executive Secretary of the National Security Council, and of five other secretaries or other immediate staff assistants in the White House Office as follows: Two at rates not exceeding \$20,000 per annum, three at rates not exceeding \$18,000 per annum, and seven at rates not exceeding \$15,000 per annum.”

62 Stat. 678.
3 U. S. C., Supp. II,
§ 106.

(b) The first sentence of section 106 of title 3 of the United States Code is amended to read as follows: “The President is authorized to appoint not to exceed six administrative assistants and to fix their compensation in accordance with section 105 of this title.”

SEC. 3. The rate of basic compensation of each Under Secretary of an executive department, the Deputy Postmaster General, the Assistant to the Attorney General, the Solicitor General of the United States, the Comptroller General of the United States, the Director of the Bureau of the Budget, the Chairman of the National Security Resources Board, the Federal Security Administrator, the Administrator of Veterans' Affairs, the Administrator of General Services, and the Housing and Home Finance Administrator shall be \$17,500 per annum.

SEC. 4. The rate of basic compensation of the Chairman of the Munitions Board, the Chairman of the Research and Development Board, the Assistant Comptroller General of the United States, the Assistant Director of the Bureau of the Budget, the Deputy Administrator of Veterans' Affairs, the Director of Central Intelligence, the Federal Mediation and Conciliation Director, the Director of the Federal Bureau of Investigation, the Chairman of the Civil Service Commission, the Chairman of the Board of Directors of the Export-Import Bank of Washington, the Chairman of the Board of Directors of the Reconstruction Finance Corporation, the Chairman of the United States Maritime Commission, members of the Council of Economic Advisers, members of the Board of Governors of the Federal Reserve System, and members of the Board of Directors of the Federal Deposit Insurance Corporation (including the Comptroller of the Currency) shall be \$16,000 per annum.

SEC. 5. (a) The rate of basic compensation of the Assistant Federal Security Administrator, the Director of Aeronautical Research of the National Advisory Committee for Aeronautics, members of the Civil Aeronautics Board, members of the Federal Communications Commission, members of the Federal Power Commission, members of the Federal Trade Commission, members of the Interstate Commerce

Commission, members of the National Labor Relations Board, members of the National Mediation Board, members of the Railroad Retirement Board, members of the Securities and Exchange Commission, members of the Board of Directors of the Tennessee Valley Authority, members (other than the Chairman) of the Civil Service Commission, members of the United States Tariff Commission, the General Counsel of the National Labor Relations Board, the Deputy Administrator of General Services, the Archivist of the United States, each Assistant Secretary of an executive department (including the Fiscal Assistant Secretary of the Treasury and the Deputy Under Secretaries of State), each Assistant Attorney General, each Assistant Postmaster General, the Assistant Solicitor General of the United States, the Counselor of the Department of State, the Philippine Alien Property Administrator, members (other than the Chairman) of the Board of Directors of the Export-Import Bank of Washington, members (other than the Chairman) of the Board of Directors of the Reconstruction Finance Corporation, members (other than the Chairman) of the United States Maritime Commission, the Administrator of the Production and Marketing Administration, the Commissioner of Internal Revenue, the Commissioner of Public Roads, the Commissioner of Immigration and Naturalization, the Administrator of Civil Aeronautics, the Administrator of the Rural Electrification Administration, the Governors of Alaska, Hawaii, the Virgin Islands, and the Panama Canal, the Chief of Staff of the Joint Committee on Internal Revenue Taxation, the Public Printer, the Librarian of Congress, and the Architect of the Capitol shall be \$15,000 per annum.

(b) The first sentence of section 603 of title 28 of the United States Code (relating to the salary of the Director of the Administrative Office of the United States Courts) is amended to read as follows:

"The Director shall receive a salary of \$15,000 a year."

SEC. 6. (a) The rate of basic compensation of the Housing Expediter, the Director of the Bureau of Federal Supply, the Director of Selective Service, members of the Displaced Persons Commission, members of the Indian Claims Commission, members of the War Claims Commission, members of the Philippine War Damage Commission, the Associate Federal Mediation and Conciliation Director, the Deputy Director of Central Intelligence, the Director of the Bureau of Prisons, the Commissioner of Public Buildings, the Commissioner of Community Facilities, the Commissioner for Social Security, the Commissioner of Reclamation, the Chief of the Soil Conservation Service, the Commissioner of Customs, the Commissioner of Narcotics, the Governor of the Farm Credit Administration, the Chief Forester of the Forest Service, the Administrator of the Farmers Home Administration, the Manager of the Federal Crop Insurance Corporation, the Associate Director of the Federal Bureau of Investigation, the Commissioners of the United States Court of Claims, the Assistant Architect of the Capitol, the Chief Assistant Librarian of Congress, and the Deputy Public Printer shall be \$14,000 per annum.

(b) The second sentence of section 603 of title 28 of the United States Code (relating to the compensation of the Assistant Director of the Administrative Office of the United States Courts) is amended to read as follows: "The Assistant Director shall receive a salary of \$12,500 a year."

(c) The rate of compensation of the Legislative Counsel of the House of Representatives and of the Legislative Counsel of the Senate shall be \$12,000 per annum.

(d) The second sentence of section 30 of the Act of May 24, 1924, as amended (U. S. C., title 5, sec. 152a), relating to the appointment and compensation of the Legal Adviser of the Department of State, is

62 Stat. 913,
28 U. S. C., Supp.
II, § 603.

62 Stat. 914,
28 U. S. C., Supp.
II, § 603.

46 Stat. 1214.

amended to read as follows: "The legal adviser shall be appointed by the President, by and with the advice and consent of the Senate."

Availability of appropriations.

SEC. 7. The applicable appropriation for the fiscal year ending June 30, 1950, shall be available for payment of compensation at the rate established for any position by or pursuant to this Act unless it is specifically provided that such appropriation shall not be available for such purpose.

Absorption of increased costs.

SEC. 8. The head of each department or independent agency in the executive branch of the Government, having personnel subject to the provisions of this Act, is authorized and directed to absorb the increased costs during the fiscal year 1950 resulting from the enactment of this Act within any unobligated or unexpended balances in appropriations available to such department or independent agency. This section shall not apply to any agency with respect to which the Director of the Bureau of the Budget shall certify that absorption of such increased costs would impair the proper performance of its functions.

Nonapplicability.

Effective date.

SEC. 9. This Act shall take effect on the first day of the first pay period which begins after the date of enactment of this Act.

Approved October 15, 1949.

[CHAPTER 696]

AN ACT

October 18, 1949
[H. R. 160]

[Public Law 360]

To amend section 801 of the Federal Food, Drug, and Cosmetic Act, as amended.

Federal Food,
Drug, and Cosmetic
Act, amendment.
52 Stat. 1058.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 801 of the Federal Food, Drug, and Cosmetic Act, as amended (21 U. S. C. 381 (a)), is amended by striking out the period at the end of the second sentence and inserting in lieu thereof: "except as provided in subsection (b) of this section. The Secretary of the Treasury shall cause the destruction of any such article refused admission unless such article is exported, under regulations prescribed by the Secretary of the Treasury, within ninety days of the date of notice of such refusal or within such additional time as may be permitted pursuant to such regulations."

Destruction of inadmissible articles; exception.

52 Stat. 1058.
21 U. S. C. § 381 (b).
Delivery pending decision.

SEC. 2. Subsection (b) of such section is amended to read:

Bond.

"(b) Pending decision as to the admission of an article being imported or offered for import, the Secretary of the Treasury may authorize delivery of such article to the owner or consignee upon the execution by him of a good and sufficient bond providing for the payment of such liquidated damages in the event of default as may be required pursuant to regulations of the Secretary of the Treasury. If it appears to the Administrator that an article included within the provisions of clause (3) of subsection (a) of this section can, by relabeling or other action, be brought into compliance with the Act or rendered other than a food, drug, device, or cosmetic, final determination as to admission of such article may be deferred and, upon filing of timely written application by the owner or consignee and the execution by him of a bond as provided in the preceding provisions of this subsection, the Administrator may, in accordance with regulations, authorize the applicant to perform such relabeling or other action specified in such authorization (including destruction or export of rejected articles or portions thereof, as may be specified in the Administrator's authorization). All such relabeling or other action pursuant to such authorization shall in accordance with regulations be under the supervision of an officer or employee of the Federal Security Agency designated by the Administrator, or an officer or employee

Relabeling, etc., of article.

Supervision.

of the Department of the Treasury designated by the Secretary of the Treasury.”

SEC. 3. Subsection (c) of such section is amended to read:

“(c) All expenses (including travel, per diem or subsistence, and salaries of officers or employees of the United States) in connection with the destruction provided for in subsection (a) of this section and the supervision of the relabeling or other action authorized under the provisions of subsection (b) of this section, the amount of such expenses to be determined in accordance with regulations, and all expenses in connection with the storage, cartage, or labor with respect to any article refused admission under subsection (a) of this section, shall be paid by the owner or consignee and, in default of such payment, shall constitute a lien against any future importations made by such owner or consignee.”

Approved October 18, 1949.

52 Stat. 1058.
21 U. S. C. § 381 (c).
Expenses.

Ante, p. 882.

Ante, p. 882.

Lien.

[CHAPTER 697]

AN ACT

To enable the Secretary of Agriculture to extend financial assistance to homestead entrymen, and for other purposes.

October 19, 1949
[H. R. 2514]
[Public Law 361]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized to make a loan or loans for any purpose authorized by and in accordance with the terms of the Bankhead-Jones Farm Tenant Act, as amended, or the Act of August 28, 1937, as amended, to any person eligible for assistance under said Acts who has made or makes a homestead entry on public land or who has contracted for or contracts for the purchase of other land of the United States in a reclamation project pursuant to the applicable provisions of the homestead and reclamation laws. Any such loans required by the Secretary of Agriculture or by law to be secured by a real-estate mortgage may be secured by a mortgage contract which shall create a lien against the land in favor of the United States acting through the Secretary of Agriculture and any patent thereafter issued shall recite the existence of such lien. The first installment for the repayment of any such loan or any other loan made under the Bankhead-Jones Farm Tenant Act, as amended, or the Act of August 28, 1937, as amended, to the owner of a newly irrigated farm in a reclamation project, may be deferred for a period of not to exceed two years from the date of the first advance under such loan.

Homestead entry-
men.
Financial assist-
ance.

50 Stat. 522, 881.
7 U. S. C. §§ 1000-
1029, 343f, 343g; Supp.
II, § 1001 *et seq.*

Mortgage contract.

Repayment.

Cancellation of con-
tract.

Resale.

SEC. 2. Any entry or purchase contract land with respect to which a loan is made under the authority of this Act shall be subject to cancellation by the Secretary of the Interior as provided by existing law or upon request of the Secretary of Agriculture whenever default occurs in the terms, conditions, covenants, or obligations contained in the mortgage. After cancellation or relinquishment of an entry or purchase contract, land on which there is a mortgage lien, pursuant to the provisions of this Act, shall thereafter, except as hereinafter provided, only be open to entry or resale to persons eligible for both an original entry or purchase contract and an original loan. Such entry or resale shall be subject to the outstanding balance of any amounts due the United States with respect to such land or such portion thereof as may be determined by the Secretary of Agriculture and the Secretary of the Interior, or their delegates, to be within the entryman's or purchaser's ability to pay on the basis of the long-time earning capacity of the land. If no entry or purchase is made within one year after the cancellation or relinquishment of a prior entry or purchase of land on which there is such a mortgage lien, the

Disposition of land
by Secretary of Agri-
culture.

50 Stat. 530.
7 U. S. C. § 1017;
Supp. II, § 1017 note.
Ante, p. 144.

land shall be disposed of by the Secretary of Agriculture on terms consistent with the provisions of section 43 of the Bankhead-Jones Farm Tenant Act, as amended, for the satisfaction of the indebtedness secured by the mortgage, subject, however, to other outstanding charges on the land due the United States, and the purchaser of such land shall be entitled to the issuance of patent or deed upon the completion of all requirements with respect to the payment of such charges.

Approved October 19, 1949.

[CHAPTER 698]

AN ACT

October 19, 1949
[H. R. 86]
[Public Law 362]

To amend the Civil Service Retirement Act so as to make such Act applicable to the officers and employees of the Columbia Institution for the Deaf.

Civil Service Retirement Act, amendments.
46 Stat. 470.
5 U. S. C., Supp. II, § 693 (a).
Ante, p. 621.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 3 of the Civil Service Retirement Act, approved May 29, 1930, as amended (U. S. C., title 5, section 693 (a)), is amended by inserting before the colon preceding the first proviso thereof a comma and the following: "and to all officers and employees of the Columbia Institution for the Deaf".

46 Stat. 472.
5 U. S. C. § 707;
Supp. II, § 707.
Ante, p. 476.

SEC. 2. The first paragraph of section 5 of such Act is amended by inserting after "or the legislative branch of the Government" a comma and "and periods of service as an officer or employee of the Columbia Institution for the Deaf".

46 Stat. 475.
5 U. S. C., Supp. II, § 736b.
Ante, pp. 266, 476.

SEC. 3. Any service rendered prior to the effective date of this Act as an officer or employee of the Columbia Institution for the Deaf shall be considered creditable service for the purposes of section 9 of such Act.

Approved October 19, 1949.

[CHAPTER 699]

AN ACT

October 19, 1949
[H. R. 195]
[Public Law 363]

To assist States in collecting sales and use taxes on cigarettes.

Cigarette State sales and use tax.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That as used in this Act the term—

"Person."

(a) "person" means any individual, partnership, corporation, or association;

"Disposing of."

(b) "disposing of" means any transfer for profit;

"Cigarette."

(c) "cigarette" means any roll for smoking made wholly or in part of tobacco, irrespective of size or shape and whether or not such tobacco is flavored, adulterated, or mixed with any other ingredient, the wrapper or cover of which is made of paper or any other substance or material except tobacco;

"Licensed distributor."

(d) "licensed distributor" means any person authorized by State statute or regulation to distribute cigarettes at wholesale or retail;

"Use."

(e) "use", in addition to its ordinary meaning, means the consumption, storage, handling, or disposal of cigarettes;

"Tobacco tax administrator."

(f) "tobacco tax administrator" means the State official duly authorized to administer the cigarette tax law of a State.

Monthly memorandum.

SEC. 2. Any person selling or disposing of cigarettes in interstate commerce whereby such cigarettes are shipped to other than a distributor licensed by or located in a State taxing the sale or use of cigarettes shall, not later than the 10th day of each month, forward

to the tobacco tax administrator of the State into which such shipment is made, a memorandum or a copy of the invoice covering each and every such shipment of cigarettes made during the previous calendar month into said State; the memorandum or invoice in each case to include the name and address of the person to whom the shipment was made, the brand, and the quantity thereof.

SEC. 3. Whoever violates the provisions of this Act shall be guilty of a misdemeanor and shall be fined not more than \$1,000 or imprisoned not more than six months, or both.

Approved October 19, 1949.

[CHAPTER 701]

AN ACT

To provide a method of financing the acquisition and construction by the city of Duluth of certain bridges across the Saint Louis River, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act to authorize the city of Duluth, in the State of Minnesota, to construct a toll bridge across the Saint Louis River, between the States of Minnesota and Wisconsin, and for other purposes", approved August 7, 1939 (53 Stat. 1258), is amended to read as follows:

"SEC. 3. Said city of Duluth is hereby authorized to fix and charge tolls for transit over any bridge or bridges acquired or constructed under the provisions of this Act, and the rates of toll so fixed shall be such as will pay costs of operation and maintenance and will amortize the cost, within the period provided herein, of such bridge or bridges and approaches thereto as evidenced by an issue or issues of bonds to pay the cost of such bridge or bridges, which bonds may be so issued subject to and in accordance with the pertinent laws of the State of Minnesota. All such bonds shall be in a form not inconsistent with this Act, and shall mature at such time or times as the city may determine, not exceeding thirty years from the date of their issue. The city, when it deems it to be in the best interests of the city, may issue refunding bonds to repurchase and redeem any outstanding bonds before the maturity thereof: *Provided*, That the refunding bonds shall mature at such time or times not exceeding thirty years from the date of the original issue of the bonds proposed to be repurchased or redeemed, as the city may determine. The city of Duluth, in its discretion, may treat the acquisition and construction of any bridge or bridges acquired or constructed under the provisions of this Act as a single project, and may provide that the revenues realized from the operation of any such bridge or bridges may be used in payment of any bond or bonds issued as provided by this Act. An accurate record of the cost of any bridge or bridges and their approaches acquired or constructed, the expenditures for maintaining, repairing, and operating the same, and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested."

SEC. 2. The first sentence of section 4 of such Act is amended by striking out all after the word "tolls" down to and including the words "free bridge".

SEC. 3. The first section of Public Law 527, Seventy-ninth Congress (60 Stat. 653), is amended by striking out "one and three years, respectively, from October 16, 1946", and inserting in lieu thereof "until such construction is commenced and completed".

Approved October 20, 1949.

Penalty.

October 20, 1949
[H. R. 5956]
[Public Law 364]

Saint Louis River.
Bridges at Duluth,
Minn.

Toll charges.

Issuance of bonds.

Refunding bonds.

Maturity.

Record of expenditures and receipts.

53 Stat. 1259.

[CHAPTER 702]

AN ACT

October 20, 1949
[H. R. 6213]
[Public Law 365]

To authorize reimbursement to the appropriations of the Bureau of Narcotics of moneys expended for the purchase of narcotics.

Bureau of Narcotics.

Reimbursement of
appropriations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of March 28, 1928, chapter 266 (45 Stat. 374; U. S. C., 1946 edition, title 31, sec. 529a), is hereby amended by adding at the end thereof a paragraph reading as follows:

"Moneys expended from appropriations of the Bureau of Narcotics, Treasury Department, for the purchase of narcotics, including marihuana, and subsequently recovered shall be reimbursed to the appropriation for enforcement of the narcotics and marihuana laws current at the time of the deposit."

Approved October 20, 1949.

[CHAPTER 703]

AN ACT

October 25, 1949
[S. 443]
[Public Law 366]

To authorize the construction and equipment of a radio laboratory building for the National Bureau of Standards, Department of Commerce.

National Bureau of
Standards.
Radio laboratory
building.

Cost adjustment.

Acquisition of lands,
etc.

Selection of site.

Appropriation au-
thorized.

Transfer of funds.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be constructed and equipped for the National Bureau of Standards a suitable radio laboratory building, together with necessary utilities and appurtenances thereto, under a limit of cost of \$4,475,000: *Provided*, That such limit of cost may be exceeded or shall be reduced by an amount equal to the percentage increase or decrease, if any, in construction costs generally dating from March 1, 1948, as determined by the Federal Works Administrator.

SEC. 2. The Secretary of Commerce is authorized to acquire, by purchase, condemnation, or otherwise (including transfer with or without compensation from Federal agencies), such lands, estates in lands, and appurtenances thereto as may in his opinion be necessary or desirable for the construction of buildings to house activities of the National Bureau of Standards: *Provided*, That the site therefor shall be selected after consultation with the Director of the National Bureau of Standards.

SEC. 3. There are hereby authorized to be appropriated to the Secretary of Commerce, out of any moneys in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the provisions of this Act: *Provided*, That such sums so appropriated, except such part thereof as may be necessary for the incidental expenses of the Department of Commerce, shall be transferred to the Public Buildings Administration in the Federal Works Agency.

Approved October 25, 1949.

[CHAPTER 704]

AN ACT

October 25, 1949
[S. 939]
[Public Law 367]

To remove certain lands from the operation of Public Law 545, Seventy-seventh Congress.

Public lands with-
drawn for mining pur-
poses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to authorize the Secretary of the Interior to lease for the exploitation of silica sand and other nonmetallic minerals, lands withdrawn by Executive Order Numbered 5105, dated May 3, 1929",

approved May 9, 1942 (56 Stat. 273), is amended by adding at the end thereof the following: "This Act shall be effective with respect to any lands so withdrawn only so long as such lands remain so withdrawn."

Approved October 25, 1949.

[CHAPTER 705]

AN ACT

Relating to the compensation of certain employees of the Panama Canal.

October 25, 1949
[S. 2226]
[Public Law 368]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Governor of the Panama Canal is authorized to grant additional compensation to policemen, firemen, and school teachers employed by the Panama Canal, corresponding to the additional compensation granted to similar employees of the District of Columbia by the Act entitled "An Act to increase the compensation of certain employees of the municipal government of the District of Columbia, and for other purposes", approved June 30, 1949, as of the first day of the first pay period which began after June 30, 1948.

Panama Canal.
Compensation increase for certain employees.

Ante, p. 376.

SEC. 2. No retroactive compensation shall be payable by reason of the enactment of this Act in the case of any person who is not an employee of the Panama Canal on the date of enactment of this Act, except that such retroactive compensation shall be paid a retired employee for services rendered between the first day of the first pay period which began after June 30, 1948, and the date of his retirement.

Retroactive compensation.

Approved October 25, 1949.

[CHAPTER 706]

AN ACT

To authorize the appointment of three additional judges of the municipal court for the District of Columbia and to prescribe the qualifications of appointees to the municipal court and the municipal court of appeals, and for other purposes.

October 25, 1949
[H. R. 1370]
[Public Law 369]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the number of judges authorized by the Act approved April 1, 1942 (56 Stat. 190, D. C. Code, title 11, sec. 752), is hereby increased from ten to thirteen. Appointments and reappointments in the case of the additional judges authorized by this Act shall be for a term of ten years each.

Municipal court and municipal court of appeals, D. C.
Additional judges.
D. C. Code, Supp. VII, § 11-752.

SEC. 2. Section 2 and the fourth paragraph of section 6 of such Act of April 1, 1942, are hereby amended by striking out "bona fide resident of the District of Columbia and maintaining an actual place of abode therein" and inserting in lieu thereof "bona fide resident of the area consisting of the District of Columbia; Montgomery and Prince Georges Counties, Maryland; Arlington and Fairfax Counties, Virginia; and the city of Alexandria, Virginia, and maintaining an actual place of abode in such area".

56 Stat. 191, 194.
D. C. Code, Supp. VII, §§ 11-753, 11-771.
Ante, pp. 482, 483.

SEC. 3. Section 2 of such Act of April 1, 1942, is hereby amended by striking out "further, all appointees shall have been actively engaged in the practice of the law in the District of Columbia for a period of at least five years immediately prior to their appointment" and in lieu thereof insert the following: "further, all appointees shall have been members of the bar of the District of Columbia for a period of at least five years, and shall have been actively engaged in the private practice of law in the District of Columbia for a period of at least five consecutive years immediately prior to their appointment, or shall have been employed as an attorney in the District of Columbia

56 Stat. 191.
D. C. Code, Supp. VII, § 11-753.
Ante, p. 482.

Qualifications.

in the Government of the United States or in the government of the District of Columbia for a period of at least five consecutive years immediately prior to their appointment”.

Approved October 25, 1949.

[CHAPTER 707]

AN ACT

To authorize an appropriation to complete the International Peace Garden, North Dakota.

October 25, 1949
[H. R. 2369]
[Public Law 370]

International Peace
Garden, N. Dak.

Appropriation au-
thorized.
Ante, p. 875.
Agreement govern-
ing expenditures.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of assisting the State of North Dakota to complete, in accordance with plans heretofore approved, the International Peace Garden established in North Dakota on the international boundary line between United States and Canada for the purpose of furthering international peace among the nations of the world, there is hereby authorized to be appropriated not to exceed the sum of \$100,000.

SEC. 2. Any funds appropriated pursuant hereto shall be expended only in accordance with the terms of an agreement to be entered into between the Secretary of the Interior and the State of North Dakota to govern such expenditures.

Approved October 25, 1949.

[CHAPTER 708]

AN ACT

Directing the Secretary of the Interior to convey certain land to Palm Beach County, Florida.

October 25, 1949
[H. R. 2517]
[Public Law 371]

Palm Beach
County, Fla.
Conveyance.

Sale of lands.

Reversion of title to
U. S.

Rights reserved to
U. S.

Repeal.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is directed to sell and convey to the county of Palm Beach, Florida, certain lands for use by said county for recreational or park purposes described as follows:

All of lots 4 and 5, section 5, township 41 south, range 43 east, Tallahassee meridian, Florida, as shown by plat approved April 18, 1855, except blocks 1 and 23, as represented by plat accepted December 28, 1927.

SEC. 2. Such lands shall be sold at a price not less than fifty per centum of the appraised fair market value as determined by the Secretary of the Interior: *Provided*, That title to such lands shall revert to the United States upon payment of the purchase price to said county upon a finding by the Secretary of the Interior that for a period of five consecutive years such land has not been used by said county for recreational or park purposes, or that such land or any part thereof is being devoted to other use.

SEC. 3. The patent issued under this Act shall contain a reservation to the United States of all mineral deposits in the lands and of the right to prospect for, mine, and remove the same under applicable laws and under regulations to be established by the Secretary.

SEC. 4. The Act of July 3, 1926 (44 Stat. 903) is hereby repealed.

Approved October 25, 1949.

[CHAPTER 709]

AN ACT

To clarify exemption from taxation of certain property of the National Society of the Sons of the American Revolution.

October 25, 1949
[H. R. 4059]
[Public Law 372]

National Society of
the Sons of the Amer-
ican Revolution.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of

June 16, 1934 (48 Stat. 972, ch. 547 (D. C. Code 1940, sec. 47-827)), is hereby amended to read as follows:

"That all property, real and personal, belonging to or held by the National Society of the Sons of the American Revolution in the District of Columbia, used and occupied by that society for its purposes, so long as the same is so owned, used, and occupied, be exempt from taxation, national and municipal."

SEC. 2. The Commissioners of the District of Columbia are hereby authorized, upon written application filed within ninety days after approval of this Act, to abate any tax heretofore assessed in respect to the property exempted by the provisions of this Act.

Approved October 25, 1949.

[CHAPTER 710]

AN ACT

To remove the requirement of residence in the District of Columbia for membership on the Commission on Mental Health.

Tax exemption.

Abatement of taxes.

October 25, 1949

[H. R. 4749]

[Public Law 373]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second sentence of the first paragraph of section 2 of the Act entitled "An Act to provide for insanity proceedings in the District of Columbia", approved June 8, 1938 (52 Stat. 625; sec. 21-308, D. C. Code, 1940 edition), is amended by striking out the words "bona fide residents of the District of Columbia who have resided in said District for a continuous period of three years immediately preceding their appointment"; and by striking "District Court of the United States" and substituting in lieu thereof "United States District Court", so that such sentence will read: "The said Commission shall be drawn from a panel of nine, who shall be appointed by the judges of the United States District Court for the District of Columbia".

Commission on
Mental Health.

Ante, p. 492.

Approved October 25, 1949.

[CHAPTER 711]

AN ACT

Granting a renewal of patent numbered 40,029, relating to the badge of The Holy Name Society.

October 25, 1949

[H. R. 5319]

[Public Law 374]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a certain design patent issued by the United States Patent Office of date of June 8, 1909, being patent numbered 40,029, is hereby renewed and extended for a period of fourteen years from and after the date of expiration of Public Law 628, Seventy-fourth Congress, approved May 28, 1936, with all the rights and privileges pertaining to the same, being generally known as the badge of The Holy Name Society.

The Holy Name
Society.

49 Stat. 1389.

Approved October 25, 1949.

[CHAPTER 712]

AN ACT

To extend the time for the collection of tolls to amortize the cost, including reasonable interest and financing cost, of the construction of a bridge across the Missouri River at Brownville, Nebraska.

October 25, 1949

[H. R. 5674]

[Public Law 375]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 18 (d) of the Act of August 30, 1935 (relating to the construction of certain bridges), as amended, is hereby amended by striking out "twenty years" and inserting in lieu thereof "thirty years".

Missouri River.
Bridge at Brown-
ville, Nebr.
49 Stat. 1068.

Approved October 25, 1949.

[CHAPTER 713]

AN ACT

To amend the Federal Credit Union Act.

October 25, 1949
[H. R. 6186]

[Public Law 376]

Federal Credit
Union Act, amend-
ments.
48 Stat. 1218.
12 U. S. C. § 1757 (5);
Supp. II, § 1757 note.
48 Stat. 1220.
12 U. S. C. § 1761 (d);
Supp. II, § 1761 note.

48 Stat. 1221.
12 U. S. C. § 1762;
Supp. II, § 1762 note.

Exception.

Special reserves.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (5) of section 7 of the Federal Credit Union Act (12 U. S. C., secs. 1751-1772) is hereby amended by striking out in the first sentence thereof "two years" and inserting in lieu thereof "three years".

SEC. 2. The fourth sentence of subsection (d) of section 11 of the Federal Credit Union Act is amended by striking out "\$300" wherever it appears in such sentence and inserting in lieu thereof "\$400".

SEC. 3. Section 12 of the Federal Credit Union Act is hereby amended to read as follows:

"SEC. 12 RESERVES.—All entrance fees and fines provided by the bylaws and 20 per centum of the net earnings of each year, before the declaration of any dividend, shall be set aside as a regular reserve against losses on bad loans and such other losses as may be specified in the bylaws in accordance with regulations prescribed under this Act: *Provided, however,* That when the regular reserve thus established shall equal 10 per centum of the total amount of members' shareholdings, no further transfer of net earnings to such regular reserve shall be required except that such amounts not in excess of 20 per centum of the net earnings as may be needed to maintain this 10 per centum ratio shall be transferred. In addition to such regular reserve, special reserves to protect the interests of members shall be established when required (a) by regulation, or (b) in any special case, when found by the director to be necessary for that purpose."

Approved October 25, 1949.

[CHAPTER 714]

JOINT RESOLUTION

October 25, 1949
[H. J. Res. 353]

[Public Law 377]

Authorizing the Commission on Renovation of the Executive Mansion to preserve or dispose of material removed from the Executive Mansion during the period of renovation.

Ante, p. 47.

Whereas, under the provisions of section 4 (b) of Public Law 40, Eighty-first Congress, first session, the Commission on Renovation of the Executive Mansion is required to recommend to the Congress and to the President, at the earliest possible date, a plan for (1) the preservation of any material removed from the Executive Mansion which is of permanent historical importance, and (2) the sale, donation, destruction, or other disposition of the remainder of such material in the manner most consistent with its symbolical value and without commercial exploitation; and

Whereas it is necessary to commence work on the renovation of the Executive Mansion without delay; and

Whereas renovation work cannot be commenced until the disposition of the various categories of the materials to be removed from the building has been determined and specified; and

Whereas time before the adjournment of the present Congress will not permit the development of a complete and detailed plan for the disposal of all of the categories of the material in the manner most consistent with its symbolical value and without commercial exploitation; and

Whereas there is no suitable storage space of adequate capacity available for the storage of this material pending the reconvening of the present Congress for its second session: Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commission on Renovation of the Executive Mansion is hereby empowered, with the approval of the President, to determine the details of and to execute a suitable plan for the preservation or other appropriate disposition of all the materials removed from the Executive Mansion in connection with the renovation thereof and consistent with their symbolical value and without commercial exploitation: *Provided*, That report shall be made to the Congress of action taken under this authority on January 3, 1950, and every six months thereafter until the final report is submitted: *Provided further*, That the Commission is hereby authorized and empowered to use for this purpose any of the funds appropriated for the renovation and modernization of the Executive Mansion under Public Law 119, Eighty-first Congress, first session, approved June 23, 1949.

Approved October 25, 1949.

Commission on
Renovation of the Ex-
ecutive Mansion.
Preservation, etc.,
of materials.

Report to Congress.

Use of funds.

Ante, p. 235.

[CHAPTER 720]

AN ACT

To amend certain provisions of the Internal Revenue Code.

October 25, 1949
[H. R. 5268]
[Public Law 378]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Internal Revenue
Code, amendments.

SECTION 1. FARMERS' RETURNS AS DECLARATIONS OF ESTIMATED TAX.

Section 60 (a) of the Internal Revenue Code (relating to declaration of estimated tax by farmers) is hereby amended by striking out the period at the end thereof and inserting in lieu thereof the following: “; and if such an individual files a return on or before January 31 of the succeeding taxable year, and pays in full the amount computed on the return as payable, such return shall have the same effect as that prescribed in section 58 (d) (3) in the case of a return filed on or before January 15.”

57 Stat. 143.
26 U. S. C. § 60 (a).

58 Stat. 243.
26 U. S. C. § 58 (d)
(3).

SEC. 2. FOREIGN TAX CREDIT.

(a) Section 131 (c) of the Internal Revenue Code (relating to adjustments on payment of accrued taxes) is hereby amended by adding at the end thereof the following new sentences: “In such redetermination by the Commissioner of the amount of tax due from the taxpayer for the year or years affected by a refund, the amount of the taxes refunded for which credit has been allowed under this section shall be reduced by the amount of any tax described in subsection (a) imposed by the foreign country or possession of the United States with respect to such refund; but no credit under this section, and no deduction under section 23, shall be allowed for any taxable year with respect to such tax imposed on the refund. No interest shall be assessed or collected on any amount of tax due upon any redetermination by the Commissioner, resulting from a refund to the taxpayer, for any period prior to the receipt of such refund, except to the extent interest was paid by the foreign country or possession of the United States on such refund for such period.”

53 Stat. 57.
26 U. S. C. § 131 (c).

(b) The amendment made by subsection (a) shall be applicable with respect to taxable years beginning after December 31, 1938. If the allowance of a credit or refund of any overpayment of tax resulting from the application of the amendment made by subsection (a) is prevented on the date of the enactment of this Act, or within one year from such date, by the operation of any law or rule of law (other than

53 Stat. 12.
26 U. S. C. § 23;
Supp. II, § 23.
Post, p. 892.

53 Stat. 462.
26 U. S. C. § 3761.

section 3761 of the Internal Revenue Code, relating to compromises), credit or refund of such overpayment may, nevertheless, be allowed or made if claim therefor is filed within one year from the date of the enactment of this Act.

SEC. 3. CHARITABLE CONTRIBUTIONS BY CORPORATIONS ON ACCRUAL BASIS.

53 Stat. 15.
26 U. S. C. § 23 (q);
Supp. II, § 23 (q).

(a) Section 23 (q) of the Internal Revenue Code (relating to charitable and other contributions) is hereby amended by adding at the end thereof the following:

"In the case of a corporation reporting its net income on the accrual basis, at the election of the taxpayer any contribution or gift payment of which is made after the close of the taxable year and on or before the 15th day of the third month following the close of such year shall, for the purposes of this subsection, be considered as paid during such taxable year if, during such year, the board of directors authorized such contribution or gift. Such election shall be made only at the time of the filing of the return for the taxable year, and shall be signified in such manner as the Commissioner, with the approval of the Secretary, shall by regulations prescribe."

53 Stat. 35.
26 U. S. C. § 102 (d)
(1) (B).
53 Stat. 95.
26 U. S. C. § 336 (a) (2).
53 Stat. 108.
26 U. S. C. § 505 (a) (2).

(b) Section 102 (d) (1) (B) of the Internal Revenue Code (relating to section 102 net income), section 336 (a) (2) of such code (relating to net income of foreign personal holding companies), and section 505 (a) (2) of such code (relating to net income of domestic personal holding companies) are each amended by adding at the end thereof the following new sentence: "For the purposes of the preceding sentence, payment of any contribution or gift shall be considered as made within the taxable year if and only if it is considered for the purposes of section 23 (q) as made within such year."

Supra.

(c) The amendments made by this section shall be applicable with respect to taxable years beginning after December 31, 1942. If the election provided for in such amendments is made for any taxable year beginning before January 1, 1949—

(1) the election for such year may be made (in lieu of at the time of the filing of the return for such year) at any time within one year after the date of the enactment of this Act; but

(2) such election shall not be allowed unless the taxpayer, in accordance with regulations prescribed by the Commissioner with the approval of the Secretary, consents in writing to the assessment (within such period as may be agreed upon) of any deficiency, to the extent resulting from such election, for any other taxable year of the taxpayer, even though on the date of the filing of such consent such assessment is otherwise prevented by the operation of any law or rule of law.

SEC. 4. TRANSFERS OF STOCK BETWEEN CORPORATION AND NOMINEE.

53 Stat. 196.
26 U. S. C., Supp.
II, § 1802 (b).

(a) Section 1802 (b) of the Internal Revenue Code (relating to stamp taxes on sales and transfers of stock) is hereby amended by striking out the period at the end of clause (2) and inserting in lieu thereof a semicolon, and by inserting after clause (2) the following new clause:

"(3) From a corporation to a registered nominee of such corporation, or from one such nominee to another such nominee, if in either case the shares or certificates continue to be held by such nominee for the same purpose for which they would be held if retained by such corporation; or from such nominee to such corporation."

(b) In the case of the death before the date of the enactment of this Act of a nominee of a corporation (whether or not such nominee

was registered), the tax under section 1802 (b) of the Internal Revenue Code shall not be imposed upon any delivery or transfer of stock from the executor or administrator of such nominee to such corporation if such delivery or transfer is made on or before the date of the enactment of this Act or within one year after such date.

53 Stat. 196.
26 U. S. C., Supp.
II, § 1802 (b).

SEC. 5. EMPLOYEE ANNUITY CONTRACTS.

(a) Section 165 of the Internal Revenue Code (relating to employees trusts) is hereby amended by adding at the end thereof the following new subsection:

53 Stat. 67.
26 U. S. C. § 165.

“(d) CERTAIN EMPLOYEES’ ANNUITIES.—Notwithstanding subsection (c) or any other provision of this chapter, a contribution to a trust by an employer shall not be included in the income of the employee in the year in which the contribution is made if—

“(1) such contribution is to be applied by the trustee for the purchase of annuity contracts for the benefit of such employee;

“(2) such contribution is made to the trustee pursuant to a written agreement entered into prior to October 21, 1942, between the employer and the trustee, or between the employer and the employee; and

“(3) under the terms of the trust agreement the employee is not entitled during his lifetime, except with the consent of the trustee, to any payments under annuity contracts purchased by the trustee other than annuity payments.

The amount so contributed by the employer shall not constitute consideration paid by the employee for such annuity contract in determining the amount of annuity payments required to be included in his gross income under section 22 (b) (2); except that if the tax imposed by this chapter for any taxable year beginning before January 1, 1949, has been paid by the employee with respect to such contribution for such year, and not credited or refunded, the amount so contributed for such year shall constitute consideration paid by the employee for such annuity contract. This subsection shall have no application with respect to amounts contributed to a trust after June 1, 1949, if the trust on such date was exempt under subsection (a). For the purposes of this subsection, amounts paid by an employer for the purchase of annuity contracts which are transferred to the trustee shall be deemed to be contributions made to a trust or trustee and contributions applied by the trustee for the purchase of annuity contracts; the term ‘annuity contracts purchased by the trustee’ shall include annuity contracts so purchased by the employer and transferred to the trustee; and the term ‘employee’ shall include only a person who was in the employ of the employer, and was covered by the agreement referred to in paragraph (2), prior to October 21, 1942.”

53 Stat. 10.
26 U. S. C. § 22 (b) (2).

“Annuity contracts
purchased by the trustee.”

“Employee.”

(b) The amendment made by subsection (a) shall be applicable to taxable years beginning after December 31, 1938.

SEC. 6. RELINQUISHMENT OF POWERS IN CASE OF RECIPROCAL TRUSTS.

(a) Section 1000 of the Internal Revenue Code (relating to imposition of gift tax) is hereby amended by adding at the end thereof the following new subsection:

53 Stat. 144.
26 U. S. C. § 1000;
Supp. II, § 1000.

“(g) CERTAIN RECIPROCAL TRUSTS.—In the case of property in a trust created prior to January 1, 1940, if and to the extent that such property may be deemed to have been transferred to such trust by a person other than the nominal grantor of such property (by reason of the fact that such person has made a reciprocal transfer of property in trust), then a relinquishment by such person on or before December 31, 1950, of any power over such property or over the income therefrom shall not be deemed a transfer of property for the purposes of

this chapter. In the event of such relinquishment, the reciprocal transfer made by the person relinquishing such power shall be deemed, for the purposes of this chapter, to have been a completed gift at the time such reciprocal transfer was made. This subsection shall apply only if, at the time such person made the aforesaid reciprocal transfer of property, a law was in effect imposing a tax upon the transfer of property by gift and a gift tax was paid with respect to such reciprocal transfer, and not credited or refunded."

47 Stat. 245.
26 U. S. C. § 1000
note.

(b) Section 501 of the Revenue Act of 1932 (imposing a gift tax) is hereby amended by adding at the end thereof the following new subsection:

"(d) CERTAIN RECIPROCAL TRUSTS.—In the case of property transferred in trust prior to January 1, 1940, if and to the extent that such property may be deemed to have been so transferred by a person other than the nominal grantor of such property (by reason of the fact that such person has made a reciprocal transfer of property in trust), then a relinquishment by such person of any power over such property or over the income therefrom shall not be deemed a transfer of property for the purposes of this title. In the event of such relinquishment on or before December 31, 1950, the reciprocal transfer made by the person relinquishing such power shall be deemed, for the purposes of this title, to have been a completed gift at the time such reciprocal transfer was made. This subsection shall apply only if, at the time such person made the aforesaid reciprocal transfer of property, a law was in effect imposing a tax upon the transfer of property by gift and a gift tax was paid with respect to such reciprocal transfer, and not credited or refunded."

Ante, p. 893.

53 Stat. 121.
26 U. S. C. § 811 (d);
Supp. II, § 811 (d).

(c) In the case of a decedent who relinquished on or before December 31, 1950, a power described in section 1000 (g) of the Internal Revenue Code, such relinquishment shall, for the purposes of section 811 (d) of such code, be deemed not to have been made in contemplation of the death of such decedent if such relinquishment, by virtue of the enactment of this section, is not deemed a transfer of property for the purposes of the gift tax. The provisions of this subsection shall be applicable with respect to estates of decedents dying after February 10, 1939.

SEC. 7. TRANSFERS TAKING EFFECT AT DEATH.

53 Stat. 121.
26 U. S. C. § 811 (e).

(a) Section 811 (c) of the Internal Revenue Code (relating to transfers in contemplation of or taking effect at death) is hereby amended to read as follows:

"(c) TRANSFERS IN CONTEMPLATION OF, OR TAKING EFFECT AT, DEATH.—

"(1) GENERAL RULE.—To the extent of any interest therein of which the decedent has at any time made a transfer (except in case of a bona fide sale for an adequate and full consideration in money or money's worth), by trust or otherwise—

"(A) in contemplation of his death. Any transfer of a material part of his property in the nature of a final disposition or distribution thereof, made by the decedent within two years prior to his death without such consideration, shall, unless shown to the contrary, be deemed to have been made in contemplation of death within the meaning of this subchapter; or

"(B) under which he has retained for his life or for any period not ascertainable without reference to his death or for any period which does not in fact end before his death (i) the possession or enjoyment of, or the right to the income from,

the property, or (ii) the right, either alone or in conjunction with any person, to designate the persons who shall possess or enjoy the property or the income therefrom; or

“(C) intended to take effect in possession or enjoyment at or after his death.

“(2) TRANSFERS TAKING EFFECT AT DEATH—TRANSFERS PRIOR TO OCTOBER 8, 1949.—An interest in property of which the decedent made a transfer, on or before October 7, 1949, intended to take effect in possession or enjoyment at or after his death shall not be included in his gross estate under paragraph (1) (C) of this subsection unless the decedent has retained a reversionary interest in the property, arising by the express terms of the instrument of transfer and not by operation of law, and the value of such reversionary interest immediately before the death of the decedent exceeds 5 per centum of the value of such property. For the purposes of this paragraph, the term ‘reversionary interest’ includes a possibility that property transferred by the decedent (A) may return to him or his estate, or (B) may be subject to a power of disposition by him, but such term does not include a possibility that the income alone from such property may return to him or become subject to a power of disposition by him. The value of a reversionary interest immediately before the death of the decedent shall be determined (without regard to the fact of the decedent’s death) by usual methods of valuation, including the use of tables of mortality and actuarial principles, pursuant to regulations prescribed by the Commissioner with the approval of the Secretary. In determining the value of a possibility that property may be subject to a power of disposition by the decedent, such possibility shall be valued as if it were a possibility that such property may return to the decedent or his estate.

“(3) TRANSFERS TAKING EFFECT AT DEATH—TRANSFERS AFTER OCTOBER 7, 1949.—An interest in property transferred by the decedent after October 7, 1949, shall be included in his gross estate under paragraph (1) (C) of this subsection (whether or not the decedent retained any right or interest in the property transferred) if and only if—

“(A) possession or enjoyment of the property can, through ownership of such interest, be obtained only by surviving the decedent; or

“(B) under alternative contingencies provided by the terms of the transfer, possession or enjoyment of the property can, through ownership of such interest, be obtained only by surviving the earlier to occur of (i) the decedent’s death or (ii) some other event; and such other event did not in fact occur during the decedent’s life.

Notwithstanding the foregoing sentence, an interest so transferred shall not be included in the decedent’s gross estate under paragraph (1) (C) of this subsection if possession or enjoyment of the property could have been obtained by any beneficiary during the decedent’s life through the exercise of a power of appointment (as defined in section 811 (f) (2)) which in fact was exercisable immediately prior to the decedent’s death.”

(b) The amendment made by subsection (a) shall be applicable with respect to estates of decedents dying after February 10, 1939. The provisions of section 811 (c) of the Internal Revenue Code, as amended by subsection (a), shall (except as otherwise specifically provided in such section or in the following sentence) apply to transfers made on, before, or after February 26, 1926. The provisions of section 811 (c)

53 Stat. 122.
26 U. S. C. § 811 (f)
(2).

Ante, p. 894.

Ante, p. 894.

(1) (B) of such code shall not, in the case of a decedent dying prior to January 1, 1950, apply to—

(1) a transfer made prior to March 4, 1931; or

(2) a transfer made after March 3, 1931, and prior to June 7, 1932, unless the property transferred would have been includible in the decedent's gross estate by reason of the amendatory language of the joint resolution of March 3, 1931 (46 Stat. 1516).

No interest shall be allowed or paid on any overpayment resulting from the application of subsection (a) with respect to any payment made prior to the date of the enactment of this Act.

(c) If refund or credit of any overpayment resulting from the application of subsections (a) and (b) is prevented on the date of the enactment of this Act, or within one year from such date, by the operation of any law or rule of law (other than section 3760 of the Internal Revenue Code, relating to closing agreements, and other than section 3761 of such code, relating to compromises), refund or credit of such overpayment may, nevertheless, be made or allowed if claim therefor is filed within one year from the date of the enactment of this Act. This subsection shall not apply with respect to a transfer of property in case the decedent retained for his life or for any period not ascertainable without reference to his death or for any period which did not in fact end before his death (1) the possession or enjoyment of, or the right to the income from, the property, or (2) the right, either alone or in conjunction with any person, to designate the persons who should possess or enjoy the property or the income therefrom.

53 Stat. 462.
26 U. S. C. § 3760.
53 Stat. 462.
26 U. S. C. § 3761.

SEC. 8. TAX FREE RELEASE OF CERTAIN LIFE ESTATES.

In the case of a transfer of property made prior to June 7, 1932, under which the grantor retained (1) the possession or enjoyment of, or the right to the income from, the property, or (2) the right, either alone or in conjunction with any person, to designate the persons who shall possess or enjoy the property or the income therefrom, then an assignment by the grantor of such possession, enjoyment, or right to income, or a relinquishment by him of such right of designation, shall, if made in 1949 or 1950, not be deemed a transfer of property for the purposes of chapter 4 of the Internal Revenue Code, and shall, if made prior to 1951, not be deemed to have been made in contemplation of death within the meaning of chapter 3 of such code. The foregoing provisions shall not apply—

53 Stat. 144.
26 U. S. C. §§ 1000-1031; Supp. II, § 1000 *et seq.*
Ante, pp. 280, 893.
53 Stat. 118.
26 U. S. C. §§ 800-938; Supp. II, § 811 *et seq.*
Ante, pp. 280, 894.

(A) if the transfer was made after March 3, 1931, and prior to June 7, 1932, and if the property transferred would have been includible in the grantor's gross estate upon his death by reason of the amendatory language of the joint resolution of March 3, 1931 (45 Stat. 1516); or

(B) if the property transferred would have been includible in the grantor's gross estate under section 811 (d) of the Internal Revenue Code had he died on October 7, 1949.

53 Stat. 121.
26 U. S. C. § 811 (d); Supp. II, § 811 (d).
Ante, p. 280.
46 Stat. 683.
19 U. S. C., Supp. II, § 1201, par. 1798.

SEC. 9. Paragraph 1798 of the Tariff Act of 1930, as amended, is hereby amended by striking out the figure "\$100" in the third proviso and inserting in lieu thereof the figure "\$200".

SEC. 10. EXEMPTION FROM THE ADDITIONAL ESTATE TAX FOR CERTAIN MEMBERS OF ARMED FORCES.

53 Stat. 141.
26 U. S. C. §§ 935-938; Supp. II, § 936.

(a) Subchapter B of chapter 3 of the Internal Revenue Code (relating to additional estate tax) is amended by adding at the end thereof the following new section:

"SEC. 939. CERTAIN MEMBERS OF ARMED FORCES.

53 Stat. 141.
26 U. S. C. § 935.

"The tax imposed by section 935 shall not apply to the transfer of the net estate of a citizen or resident of the United States dying on or after

December 7, 1941, and before January 1, 1947, while in active service as a member of the military or naval forces of the United States or of any of the other United Nations if such decedent—

“(1) was killed in action; or

“(2) died as a result of wounds or other injuries, or of disease, suffered while in line of duty by reason of a hazard to which he was subjected as an incident of military or naval service.”

(b) If the refund of any overpayment resulting from the application of this section is prevented on the date of the enactment of this Act, or within one year from such date, by the operation of any law or rule of law (other than section 3761 of the Internal Revenue Code, relating to compromises), refund of such overpayment may, nevertheless, be made if claim therefor is filed within one year from the date of the enactment of this Act. No interest shall be paid on any overpayment resulting from the application of this section.

53 Stat. 462.
26 U. S. C. § 3761.

Approved October 25, 1949.

[CHAPTER 721]

AN ACT

To authorize the refund to the Florida Keys Aqueduct Commission of the sum advanced for certain water facilities, and for other purposes.

October 25, 1949
[S. 489]
[Public Law 379]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) upon such terms and conditions not inconsistent with this Act as may be satisfactory to the Secretary of the Navy and to the Board of Directors of the Reconstruction Finance Corporation and to the Florida Keys Aqueduct Commission, the Secretary of the Navy is authorized to cancel the agreement entered into by the Department of the Navy on March 18, 1941, pursuant to authority contained in title III of the First Supplemental National Defense Appropriation Act, 1941 (54 Stat. 608), with the Florida Keys Aqueduct Commission, a public agency of the State of Florida (hereinafter referred to as “the commission”), for the construction, operation, and maintenance of a water-supply system and a water-distribution system to serve Federal Government and other consumers in the Florida Keys.

Florida Keys Aqueduct Commission.

Cancellation of agreement.

(b) Such cancellation shall be conditioned upon—

Conditions of cancellation.

(1) the surrender to the Department of the Navy of all right, title, and interest, if any, of the commission in and to the water-supply system constructed or in the course of construction in accordance with such agreement and to the receipt of water under the existing provisions of such agreement;

(2) the payment by the Department of the Navy to the commission of the sum of \$1,096,392.91, which sum is the amount heretofore paid by the commission to or for the account of the Department of the Navy pursuant to such agreement; and

(3) the furnishing by the commission of satisfactory assurances that such sum will be employed by the commission to retire bonds heretofore issued by the commission under the terms of a trust indenture, dated September 1, 1941, between the commission and the First National Bank of Miami, Florida.

(c) There is hereby authorized to be appropriated to the Department of the Navy, out of any moneys in the Treasury not otherwise appropriated, not more than \$1,096,392.91 for disbursement pursuant to subsection (b) (2) of this section.

Appropriation authorized.

SEC. 2. Upon cancellation of such agreement of March 18, 1941, the Secretary of the Navy shall enter into an agreement which may thereafter be amended from time to time by the parties thereto, whereby the Department of the Navy will supply water from such water-supply

New agreement.

Crediting of proceeds.

Restriction.

Amending agreement.

Conditions of amended agreement.

Additional amendments or new agreements.

system to the commission under such terms and conditions and for such compensation as the Secretary and the commission shall determine to be proper. Of the proceeds received for any such water so supplied, an amount representing the cost to the Government of supplying such water may be credited to the appropriation or appropriations currently available for the supply of such water and any remaining balance shall be covered into the Treasury to the credit of miscellaneous receipts. No agreement or amendment of an agreement shall be entered into by the Secretary of the Navy under the authority of this section or section 3 of this Act until such time as the Secretary or a representative of the Secretary designated by him has consulted with the Armed Services Committees of the Senate and of the House of Representatives with respect to all details of such agreement or amendment of an agreement.

SEC. 3. In order to safeguard the rights of the commission and the Reconstruction Finance Corporation pertinent to agreements heretofore made by the commission in connection with the leasing of facilities for the distribution of water or in connection with the issuance of its bonds payable from the revenues from the sale of water, the commission and the Secretary of the Navy may, in lieu of canceling the agreement of March 18, 1941, and entering into a new agreement as provided in sections (1) and (2) of this Act, amend the agreement of March 18, 1941, to accomplish the purposes of this Act: *Provided*, That the amended agreement shall provide for the same conditions as are imposed by clauses (1), (2), and (3) of subsection (b) of section 1. From time to time, further amendments or new agreements regarding the water supply may be made, when deemed desirable by the Secretary and the commission, and that all other provisions of this Act shall be equally applicable in the event of amendment of the agreement of March 18, 1941, as in the event of its cancellation.

Approved October 25, 1949.

[CHAPTER 722]

AN ACT

October 25, 1949
[S. 614]

[Public Law 380]

To amend the Hospital Survey and Construction Act (title VI of the Public Health Service Act), to extend its duration and provide greater financial assistance in the construction of hospitals, and for other purposes.

Hospital Survey
and Construction
Amendments of 1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Hospital Survey and Construction Amendments of 1949".

EXTENSION OF DURATION AND INCREASE IN AUTHORIZED APPROPRIATIONS

60 Stat. 1042.
42 U. S. C. § 291d.
Post, p. 900.

SEC. 2. (a) The first sentence of section 621 of the Public Health Service Act is amended to read as follows: "In order to assist the States in carrying out the purposes of section 601 (b), there is hereby authorized to be appropriated for the fiscal year ending June 30, 1950, and for each of the five succeeding fiscal years, the sum of \$150,000,000 for the construction of public and other nonprofit hospitals; and there are further authorized to be appropriated for such construction the sums provided in section 624."

60 Stat. 1045.
42 U. S. C., Supp.
II, § 291g.
Post, p. 901.
Ante, p. 289; *post*,
p. 976.

(b) The paragraph "Grants for hospital construction" under the heading "Public Health Service" in the Federal Security Agency Appropriation Act, 1950, is amended by striking out "\$75,000,000" and inserting in lieu thereof "\$150,000,000".

ADDITIONAL FEDERAL AID IN CONSTRUCTION OF HOSPITALS

SEC. 3. (a) Section 623 of the Public Health Service Act is amended by adding after subsection (d) the following new subsection:

60 Stat. 1043.
42 U. S. C. § 291f;
Supp. II, § 291f.

"(e) The State plan may include standards for determination of the Federal share of the cost of projects approved in the State. Such standards shall provide equitably (and, to the extent practicable, on the basis of objective criteria) for variations between projects or classes of projects on the basis of the economic status of areas, relative need as between areas for additional hospital facilities, and other relevant factors. No such standards shall provide for a Federal share of more than 66 $\frac{2}{3}$ per centum or less than 33 $\frac{1}{3}$ per centum of the cost of construction of any project. The Surgeon General shall approve any such standards and any modifications thereof which comply with the provisions of this subsection."

(b) Sections 624 and 625 (b) of such Act are each amended by striking out "33 $\frac{1}{3}$ per centum" and inserting in lieu thereof "the Federal share".

60 Stat. 1045, 1046.
42 U. S. C. § 291h (b);
Supp. II, § 291g.
Post, p. 901.

(c) Section 625 (e) of such Act is amended by striking out "33 $\frac{1}{3}$ per centum of the then value of such hospital, as determined by agreement of the parties or by action brought in the district court of the United States for the district in which such hospital is situated" and inserting in lieu thereof the following: "an amount bearing the same ratio to the then value (as determined by agreement of the parties or by action brought in the district court of the United States for the district in which such hospital is situated) of so much of the hospital as constituted an approved project or projects, as the amount of the Federal participation bore to the cost of the construction of such project or projects".

60 Stat. 1046.
42 U. S. C. § 291h (e).

(d) Section 625 of such Act is amended by adding at the end thereof the following new subsection:

60 Stat. 1045.
42 U. S. C. § 291h.

"(f) If the Surgeon General finds with respect to an application for a hospital project that—

Findings in application for hospital project.

"(1) the project is for the completion of a hospital the construction of which was commenced prior to the effective date of this subsection and without Federal aid under this title;

"(2) completion of construction is necessary for use of the completed portion as a hospital;

"(3) the State agency has certified that the applicant is unable, by use of all available funds and by exercise of reasonable effort in obtaining additional funds, to pay the non-Federal share (determined without regard to this subsection) of the cost of completing the hospital but will be able to complete construction with the additional Federal aid provided by this subsection;

"(4) the plans and specifications for the entire hospital are in accord with the regulations prescribed pursuant to section 622, or if not in accord with such regulations, meet substantially the objectives of such regulations;

"(5) the application meets all the requirements of subsection (a) of this section except in the respects covered by clauses (3) and (4) hereof and contains assurances applicable to the operation and maintenance of the entire hospital which meet the requirements of such subsection; and

"(6) the unobligated balance of the sum allotted to the State is equal to or greater than the Federal share of the estimated cost of construction of such project plus the additional amount specified below in this subsection;

he shall approve the application. Upon such approval the Federal share of the estimated cost of such project plus an additional amount

Contractual obligation of Federal Government.

60 Stat. 1046.
42 U. S. C. § 291h (b).
Ante, p. 899.
Limitation.

not to exceed (1) 33½ per centum of the necessary cost to the applicant of the construction completed prior to such approval, or (2) the amount certified by the State agency as necessary to complete the construction of the hospital, whichever is less, shall constitute a contractual obligation of the Federal Government, and certifications for payment under subsection (b) of this section shall be on the basis of the Federal share plus such additional amount: *Provided*, That the total amount certified for payment shall not exceed the cost of construction of such project."

ADMINISTRATION OF STATE PLANS

60 Stat. 1047.
42 U. S. C. § 291j (a).

SEC. 4. Section 632 (a) of such Act is amended by inserting after "under section 625," in clause (4) thereof the following: "or (5) that adequate State funds are not being provided annually for the direct administration of the State plan,".

STUDIES AND DEMONSTRATIONS RELATING TO COORDINATED USE OF HOSPITAL FACILITIES

60 Stat. 1046.
42 U. S. C. §§ 291i-
291m; Supp. II, § 291i
et seq.

SEC. 5. Part D of title VI of such Act is amended by adding after section 635 the following new section:

"STUDIES AND DEMONSTRATIONS RELATING TO COORDINATED USE OF HOSPITAL FACILITIES

58 Stat. 691.
42 U. S. C. § 241;
Supp. II, § 241.

"SEC. 636. In carrying out the purposes of section 301 with respect to hospital facilities, the Surgeon General is authorized to conduct research, experiments, and demonstrations relating to the effective development and utilization of hospital services, facilities, and resources, and, after consultation with the Federal Hospital Council, to make grants-in-aid to States, political subdivisions, universities, hospitals, and other public and private nonprofit institutions or organizations for projects for the conduct of research, experiments, or demonstrations relating to the development, utilization, and coordination of hospital services, facilities, and resources. Any award made under this section for any such project in any fiscal year may include amounts for not to exceed the four succeeding fiscal years, and such amounts for such succeeding fiscal years shall constitute contractual obligations of the Federal Government: *Provided*, That the total expenditures for all such projects may not exceed \$1,200,000 in any fiscal year."

Limitation.

PURPOSE OF ACT

60 Stat. 1041.
42 U. S. C. § 291.

SEC. 6. Section 601 of such Act is amended to read as follows:

"SEC. 601. The purpose of this title is—

60 Stat. 1047.
42 U. S. C. § 291i (e).

"(a) to assist the several States to inventory their existing hospitals (as defined in section 631 (e)), to survey the need for construction of hospitals, and to develop programs for construction of such public and other nonprofit hospitals as will, in conjunction with existing facilities, afford the necessary physical facilities for furnishing adequate hospital, clinic, and similar services to all their people;

"(b) to assist in the construction of public and other nonprofit hospitals in accordance with such programs; and

"(c) to authorize the Surgeon General to conduct, and make grants for the conduct of, research, experiments, and demonstrations relating to the effective development and utilization of hospital services, facilities, and resources, and to promote the

coordination of such experiments and demonstrations and the useful application of their results."

MINIMUM ALLOTMENT

SEC. 7. Section 624 of such Act is amended by striking out "\$100,000" and inserting in lieu thereof "\$200,000".

60 Stat. 1045.
42 U. S. C., Supp.
II, § 291g.
Ante, p. 899.

FILING OF APPLICATIONS

SEC. 8. Section 625 (a) of such Act is amended to read as follows:

"(a) For each project for construction pursuant to a State plan approved under this part, there shall be submitted to the Surgeon General through the State agency an application by the State or a political subdivision thereof or by a public or other nonprofit agency. If two or more such agencies join in the construction of the project, the application may be filed by one or more of such agencies. Such application shall set forth (1) a description of the site for such project; (2) plans and specifications therefor in accordance with the regulations prescribed by the Surgeon General under section 622 (e); (3) reasonable assurance that title, as defined in section 631 (j), to such site is or will be vested in one or more of the agencies filing the application or in a public or other nonprofit agency which is to operate the hospital; (4) reasonable assurance that adequate financial support will be available for the construction of the project and for its maintenance and operation when completed; (5) reasonable assurance that the rates of pay for laborers and mechanics engaged in construction of the project will be not less than the prevailing local wage rates for similar work as determined in accordance with Public Law 403 of the Seventy-fourth Congress, approved August 30, 1935, as amended; and (6) a certification by the State agency of the Federal share for the project. The Surgeon General shall approve such application if sufficient funds to pay the Federal share of the cost of construction of such project are available from the allotment to the State, and if the Surgeon General finds (A) that the application contains such reasonable assurance as to title, financial support, and payment of prevailing rates of wages; (B) that the plans and specifications are in accord with the regulations prescribed pursuant to section 622; (C) that the application is in conformity with the State plan approved under section 623 and contains an assurance that in the operation of the hospital there will be compliance with the applicable requirements of the State plan and of the regulations prescribed under section 622 (f) regarding the provision of facilities without discrimination on account of race, creed, or color, and for furnishing needed hospital facilities for persons unable to pay therefor, and with State standards for operation and maintenance; and (D) that it has been approved and recommended by the State agency and is entitled to priority over other projects within the State in accordance with the regulations prescribed pursuant to section 622 (d). No application shall be disapproved until the Surgeon General has afforded the State agency an opportunity for a hearing."

60 Stat. 1045.
42 U. S. C. § 291h (a).

60 Stat. 1043.
42 U. S. C. § 291e (e).
Post, p. 902.

49 Stat. 1011.
40 U. S. C. §§ 276a-
276a-6; Supp. II,
§ 276a-5 note.
Approval.

60 Stat. 1042, 1043.
42 U. S. C. §§ 291e,
291f; Supp. II, § 291f.
Ante, p. 899.

60 Stat. 1043.
42 U. S. C. § 291e (f).

60 Stat. 1043.
42 U. S. C. § 291e (d).
Hearing.

DEFINITIONS

SEC. 9. (a) Subsection (g) of section 631 of such Act is amended to read as follows:

"(g) the term 'nonprofit hospital' means any hospital which is owned and operated by one or more nonprofit corporations or associations no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual;"

60 Stat. 1047.
42 U. S. C. § 291i (g).

"Nonprofit hospital."

(b) Such section is further amended by striking out “and” at the end of paragraph (h), by striking out the period at the end of paragraph (i) and inserting in lieu thereof a semicolon, and by inserting after paragraph (i) the following new paragraphs:

“Title.”

“(j) the term ‘title’, when used with reference to a site for a project, means a fee simple, or such other estate or interest (including a leasehold on which the rental does not exceed 4 per centum of the value of the land) as the Surgeon General finds sufficient to assure for a period of not less than fifty years undisturbed use and possession for the purposes of construction and operation of the project;

“Federal share.”

“(k) the term ‘Federal share’ with respect to any project means the proportion of the cost of construction of such project to be paid by the Federal Government under part C. In the case of any project approved prior to the effective date of this subsection, the Federal share shall be $33\frac{1}{3}$ per centum of the cost of construction of such project. In the case of any project approved on or after the effective date of this subsection, the Federal share shall be determined as follows:

Ante, p. 899.

“(1) if the State plan, as of the date of approval of the project application, contains standards approved by the Surgeon General pursuant to section 623 (e), the Federal share with respect to such project shall be determined by the State agency in accordance with such standards;

Notification to Surgeon General.

“(2) if the State plan does not contain such standards, the Federal share shall be the amount (not less than $33\frac{1}{3}$ per centum and not more than either $66\frac{2}{3}$ per centum or the State’s allotment percentage, whichever is the lower) established by the State agency for all projects in the State: *Provided*, That prior to the approval of the first project in the State during any fiscal year, the State agency shall give to the Surgeon General written notification of the Federal share established under this paragraph for projects in such State to be approved by the Surgeon General during such fiscal year, and the Federal share for projects in such State approved during such fiscal year shall not be changed after such approval.”

EFFECTIVE DATE

SEC. 10. This Act shall take effect upon the date of its enactment.
Approved October 25, 1949.

[CHAPTER 723]

AN ACT

October 25, 1949
[S. 1232]
[Public Law 381]

To increase the allowance for equipment maintenance of rural carriers by 1 cent per mile per day for each scheduled mile or major fraction thereof.

Postal Service.
59 Stat. 456.
39 U. S. C., Supp.
II, § 867 (e).

Equipment maintenance for rural carriers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (e) of section 17 of the Act of July 6, 1945, as amended (Public Law 134, Seventy-ninth Congress), is amended to read as follows:

“(e) In addition to the salaries provided in this section, each carrier in the rural delivery service shall be paid for equipment maintenance a sum equal to 8 cents per mile per day for each mile or major fraction of a mile scheduled. Payments for equipment and maintenance as provided herein shall be at the same periods and in the same manner as payments for regular compensation to rural carriers.”

SEC. 2. The amendment made by this Act shall take effect on the first day of the first calendar month beginning after the date of enactment of this Act.

Approved October 25, 1949.

Effective date.

[CHAPTER 724]

AN ACT

To amend section 6 of the Federal Airport Act.

October 25, 1949
[S. 1284]
[Public Law 382]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Federal Airport Act is amended by deleting the second sentence of subsection (a) and inserting in lieu thereof the following: "All sums so apportioned for a State shall, during the fiscal year for which they are originally appropriated, be available only for grants for approved projects located in that State, or sponsored by that State or some public agency thereof but located in an adjoining State, and thereafter any portion of such sums which remains unexpended or unobligated shall be redistributed and reapportioned as provided in subsection (c) of this section." and by adding thereto a new subsection (c) as follows:

Federal Airport
Act, amendment.
60 Stat. 173.
49 U. S. C. § 1105

"(c) At the expiration of each fiscal year any funds apportioned for a State pursuant to this section which have not been expended or obligated for approved projects located in that State or sponsored by that State or some public agency thereof but located in an adjoining State, shall be redistributed and reapportioned in accordance with the requirements of subsections (a) and (b) of this section governing the distribution and apportionment of newly appropriated funds."

Reapportionment of
funds.

SEC. 2. All funds apportioned among the States pursuant to subsection (a) of section 6 of the Federal Airport Act out of appropriations for the fiscal years 1947, 1948, and 1949, which, ninety days after the effective date of this Act, shall remain unexpended or unobligated for approved projects sponsored by such States or public agencies thereof, shall then be redistributed and reapportioned in accordance with the requirements of subsections (a) and (b) of said section 6 of the Federal Airport Act governing the distribution and apportionment of subsequently appropriated funds.

Unexpended funds
for 1947-1949.
60 Stat. 173.
49 U. S. C. § 1105 (a).

Approved October 25, 1949.

[CHAPTER 725]

AN ACT

To authorize the withdrawal of public notices in the Yuma reclamation project, and for other purposes.

October 25, 1949
[S. 1542]
[Public Law 383]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (1) for the purpose of encouraging the filing of water-right applications on lands within the Yuma reclamation project by the reduction or elimination of increases in construction charges imposed by the provisions of section 9 of the Reclamation Extension Act (Act of August 13, 1914, 38 Stat. 686, 689), the Secretary of the Interior, in his discretion, may from time to time withdraw or modify by public notice any public notice or public notices applicable to said project issued under the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto); and (2) for the additional purpose of making such adjustments with reference to water-right applications and other contracts affected by such increases

Yuma reclamation
project.
Withdrawal of pub-
lic notices.

43 U. S. C. § 464.

43 U. S. C. § 372 et
seq.; Supp. II, § 385a et
seq.
Adjustment of
water-right applica-
tions, etc.

Restriction.
38 Stat. 687.
43 U. S. C. § 469.
Credits.

Restriction.

as, in his judgment, are equitably required by reason of action taken under (1) above, the Secretary may by public notice make such modifications of water-right applications and contracts with water users' associations and others then in effect on said project as he may deem advisable and equitable: *Provided*, That nothing contained in this Act shall be construed to amend section 4 of the Reclamation Extension Act aforesaid. Credits arising from a reduction or elimination of increases in construction charges allowed by the Secretary hereunder shall be without interest and shall be applied at an equal rate per annum against construction charge installments thereafter to become due or, if and to the extent that such credits exceed such installments, as advance payments on operation and maintenance charges due or to become due: *Provided*, That no reduced rates or credits accruing pursuant to this Act in favor of any land-owner during any period while he holds in single ownership in excess of one hundred and sixty acres of irrigable land, upon which land the construction charges have not been paid in full, shall be allowed but such owners during the period of such excess ownership shall pay construction and other charges without credits or reductions allowable under this section.

Approved October 25, 1949.

[CHAPTER 726]

AN ACT

October 25, 1949
[S. 1829]
[Public Law 384]

To authorize the Secretary of the Interior to transfer to the Crow Indian Tribe of Montana the title to certain buffalo.

Crow Indian Tribe,
Mont.
Title to certain buffalo.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to transfer to the Crow Indian Tribe of Montana the equitable title to all the buffalo owned by the United States on the Crow Indian Reservation, Montana, the legal title to such buffalo to be held by the United States in trust for the use and benefit of the Crow Indian Tribe. The Secretary of the Interior is further authorized, in his discretion, to grant to the said tribe the unrestricted title to any or all of such buffalo.

Other tribes.

SEC. 2. The Secretary of the Interior is further authorized, in his discretion, to grant to the tribe or tribes of any Indian reservation the unrestricted title to any buffalo now or hereafter held in trust for such tribes and deposit to the credit of such tribes either in their local treasury or in the Treasury of the United States the proceeds of sales of any buffalo previously held for the use and benefit of such tribes.

Approved October 25, 1949.

[CHAPTER 727]

AN ACT

October 25, 1949
[S. 2290]
[Public Law 385]

To authorize an appropriation for the making of necessary improvements in the cemetery plots at the Blue Grass Ordnance Depot, Richmond, Kentucky.

Blue Grass Ordnance Depot, Richmond, Ky.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of \$6,100 is hereby authorized to be appropriated to be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for the relocation of, and the making of necessary improvements in, the cemetery plots at the Blue Grass Ordnance Depot, Richmond, Kentucky.

Approved October 25, 1949.

[CHAPTER 728]

AN ACT

To authorize the construction and equipment of a guided-missile research laboratory building for the National Bureau of Standards, Department of Commerce.

October 25, 1949

[S. 2316]

[Public Law 386]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be constructed and equipped for the National Bureau of Standards a research laboratory building, suitable for use as a guided-missile laboratory, together with necessary utilities and appurtenances thereto, under a limit of cost of \$1,900,000: *Provided*, That such limit of cost may be exceeded or shall be reduced by an amount equal to the percentage increase or decrease, if any, in construction costs generally dating from June 1, 1948, as determined by the Federal Works Administrator: *Provided further*, That such limit of cost shall not be exceeded by more than 10 per centum.

National Bureau of Standards.
Guided-missile research laboratory.

Cost limitation.

SEC. 2. The Secretary of Commerce is authorized to acquire, by purchase, condemnation, or otherwise (including transfer with or without compensation from Federal agencies), such lands, estates in lands, and appurtenances thereto as may in his opinion be necessary or desirable for the construction of a building to house activities of such laboratory for the National Bureau of Standards: *Provided*, That the site therefor shall be selected after consultation with the Director of the National Bureau of Standards.

Acquisition of lands, etc.

Selection of site.

SEC. 3. There are hereby authorized to be appropriated to the Secretary of Commerce, out of any moneys in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the provisions of this Act: *Provided*, That such sums so appropriated, except such part thereof as may be necessary for the incidental expenses of the Department of Commerce, shall be transferred to the Public Buildings Administration in the Federal Works Agency.

Appropriation authorized.

Transfer of funds.

Approved October 25, 1949.

[CHAPTER 729]

JOINT RESOLUTION

To amend the National Housing Act, as amended, and for other purposes.

October 25, 1949

[S. J. Res. 134]

[Public Law 387]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the National Housing Act, as amended, is hereby amended—

National Housing Act, amendments.

(1) by striking out of the first sentence of section 2 (a) "November 1, 1949" and inserting in lieu thereof "March 1, 1950", and by striking out of the last sentence of section 2 (a) "\$200,000,000" and inserting in lieu thereof "\$225,000,000";

49 Stat. 1187; 62 Stat. 1275.
12 U. S. C., Supp. II, § 1703 (a).
Ante, pp. 421, 681.

(2) by striking out of the proviso in section 203 (a) "\$5,500,000,000" and inserting in lieu thereof "\$6,000,000,000", and by striking out "\$6,000,000,000" and inserting in lieu thereof "\$6,750,000,000";

48 Stat. 1248.
12 U. S. C. § 1709 (a).
Ante, pp. 421, 681.

(3) by striking out of the first sentence of section 302 "\$1,500,000,000" and inserting in lieu thereof "\$2,500,000,000";

48 Stat. 1254.
12 U. S. C., Supp. II, § 1717.

(4) by striking out of the first proviso in section 603 (a) "\$5,750,000,000" and inserting in lieu thereof "\$6,150,000,000", by striking out of said proviso "\$6,150,000,000" and inserting in lieu thereof "\$6,650,000,000", and by striking out of the second proviso in section 603 (a) "October 31, 1949" in each place where it appears therein and inserting in lieu thereof "March 1, 1950".

Ante, p. 446.
55 Stat. 56.
12 U. S. C., Supp. II, § 1738 (a).
Ante, pp. 29, 421, 681.

SEC. 2. Said Act, as amended, is hereby further amended by striking out the period at the end of the fourth sentence of section 1 thereof and

48 Stat. 1246.
12 U. S. C., Supp. II, § 1702.
Ante, p. 576.

Nonadministrative expenses.

Exception.

52 Stat. 26.
12 U. S. C. § 1733.
Amendment, etc., of
commitment.

62 Stat. 264.
15 U. S. C., Supp.
II, § 604 (c).
Ante, p. 446.

57 Stat. 388; 62 Stat.
1064.
42 U. S. C., Supp.
II, § 1553.

38 Stat. 273.
12 U. S. C. § 371;
Supp. II, § 371.

First lien on real estate.

62 Stat. 1207.
12 U. S. C., Supp.
II, § 1716 (a).
Ante, p. 576.

58 Stat. 292.
38 U. S. C. § 694a.

inserting a colon and the following: "*Provided*, That, notwithstanding any other provisions of law except provisions of law hereafter enacted expressly in limitation hereof, all expenses of the Federal Housing Administration in connection with the examination and insurance of loans or investments under any title of this Act, all properly capitalized expenditures, and other necessary expenses not attributable to general overhead in accordance with generally accepted accounting principles shall be considered nonadministrative and payable from funds made available by this Act, except that, unless made pursuant to specific authorization by the Congress therefor, expenditures made in any fiscal year pursuant to this proviso, other than the payment of insurance claims and other than expenditures (including services on a contract or fee basis, but not including other personal services) in connection with the acquisition, protection, completion, operation, maintenance, improvement, or disposition of real or personal property of the Administration acquired under authority of this Act, shall not exceed 35 per centum of the income received by the Federal Housing Administration from premiums and fees during the preceding fiscal year."

SEC. 3. Said Act, as amended, is hereby further amended by adding the following new section after section 514:

"SEC. 515. At any time prior to final endorsement for insurance, the Commissioner, in his discretion, may amend, extend, or increase the amount of any commitment, provided the mortgage, as finally endorsed for insurance is eligible for insurance under the provisions of this Act, and the rules and regulations thereunder, in effect at the time the original commitment to insure was issued."

SEC. 4. Section 4 (c) of the Reconstruction Finance Corporation Act, as amended, is hereby amended by striking out "\$2,500,000,000" and inserting in lieu thereof "\$3,500,000,000".

SEC. 5. Section 313 of the Act entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", approved October 14, 1940, as amended, is hereby amended by striking out "January 1, 1950" and inserting in lieu thereof "January 1, 1951".

SEC. 6. Section 24 of the Federal Reserve Act, as amended, is hereby amended—

(1) by striking out the second sentence thereof and inserting in lieu thereof the following: "A loan secured by real estate within the meaning of this section shall be in the form of an obligation or obligations secured by a mortgage, trust deed, or other instrument upon real estate, which shall constitute a first lien on real estate in fee simple or, under such rules and regulations as may be prescribed by the Comptroller of the Currency, on a leasehold (1) under a lease for not less than ninety-nine years which is renewable or (2) under a lease having a period of not less than fifty years to run from the date the loan is made or acquired by the national banking association, and any national banking association may purchase any obligation so secured when the entire amount of such obligation is sold to the association."; and

(2) by striking out of the third sentence "titles II and VI" and inserting in lieu thereof the words "title II, title VI, or title VIII".

SEC. 7. Section 301 (a) of the National Housing Act, as amended, is hereby amended by striking out the proviso at the end of paragraph (1) (E) and inserting in lieu thereof the following: ": *Provided*, That this clause (2) shall not apply to (nor shall any terms therein include) any mortgage which is (i) guaranteed under section 501 of the Servicemen's Readjustment Act of 1944, as amended, and made for the construction or purchase of a family dwelling or dwellings in an

original principal amount or amounts which does not exceed \$10,000 per dwelling unit, or (ii) insured under section 803 of this Act": *Provided*, That the amendment made by this section 7 with respect to mortgages guaranteed under section 501 of the Servicemen's Readjustment Act of 1944, as amended, shall apply only to such mortgages guaranteed after the date of enactment of this Act.

Approved October 25, 1949.

Ante, p. 571.
Applicability.

58 Stat. 292.
38 U. S. C. § 694a.

[CHAPTER 730]

AN ACT

To provide for the installation of a carillon in the Arlington Memorial Amphitheater, Arlington National Cemetery, Fort Myer, Virginia, in memory of World War II dead.

October 25, 1949
[H. R. 6259]
[Public Law 388]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed to accept on behalf of, and without expense to, the United States Government, an offer by the American Veterans of World War II (AMVETS) to furnish, install, and maintain a carillon in the Arlington Memorial Amphitheater, Arlington National Cemetery, Fort Myer, Virginia, as a memorial to the World War II dead, subject to the approval by the Commission established pursuant to section 1 of the Act of March 4, 1921 (41 Stat. 1440), of the character, design, and location of such carillon.

Arlington National
Cemetery.
Carillon.

24 U. S. C. § 291.

Approved October 25, 1949.

[CHAPTER 731]

JOINT RESOLUTION

Authorizing the Secretary of the Navy to construct and the President of the United States to present to the people of Saint Lawrence, Newfoundland, on behalf of the people of the United States, a hospital or dispensary for heroic services to the officers and men of the United States Navy.

October 25, 1949
[H. J. Res. 230]
[Public Law 389]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy be, and he is hereby, authorized to undertake the construction at Saint Lawrence, Newfoundland, of a hospital or a dispensary, including the acquisition of land necessary therefor, at a cost not to exceed \$375,000. An appropriation of not to exceed \$375,000 is hereby authorized to effectuate the purposes of this joint resolution.

Saint Lawrence,
Newfoundland.
Construction of hos-
pital.

Appropriation au-
thorized.

Presentation by
President of U. S.

SEC. 2. The President of the United States is authorized to present such hospital or dispensary to the people of Saint Lawrence, Newfoundland, in token of appreciation of the United States of America to the people of Saint Lawrence, Newfoundland, of their heroic action in saving the lives of officers and men of the United States ship Pollux and the United States ship Truxton, wrecked near Saint Lawrence in the year 1942.

Approved October 25, 1949.

[CHAPTER 733]

AN ACT

To provide basic authority for the performance of certain functions and activities of the Department of Commerce, and for other purposes.

October 26, 1949
[H. R. 162]
[Public Law 390]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That appropriations are hereby authorized for the following activities of the Department of Commerce:

Department of
Commerce.

(a) furnishing to employees of the Department of Commerce and other Federal agencies (including Army, Navy, and Air Force personnel where Army, Navy, or Air Force facilities or

Medical services,
etc.

Subsistence supplies
for resale.

Report to Congress.

Messing facilities.

Report to Congress.

Reimbursement.

Motion-picture
equipment, etc.

Living and working
accommodations.

supplies are not available and upon request of the service concerned), and their dependents, in Alaska and other points outside the continental United States, free emergency medical services by contract or otherwise and free emergency medical supplies, where in the judgment of the Secretary furnishing of such supplies and services is necessary;

(b) when deemed necessary by the Secretary of Commerce, purchasing, transporting, storing, and distributing food and other subsistence supplies for resale to employees of the Department of Commerce and other Federal agencies (including Army, Navy, and Air Force personnel where Army, Navy, or Air Force facilities or supplies are not available and upon request of the service concerned), and their dependents, in Alaska and other points outside the continental United States at a reasonable value as determined by the Secretary of Commerce, the proceeds from such resales to be credited to the appropriation from which the expenditure was made: *Provided*, That a report of such transactions shall be made to Congress annually showing the total expenditures made for such supplies and the total proceeds from such resales;

(c) when deemed necessary by the Secretary of Commerce, the establishment, maintenance, and operation of messing facilities, by contract or otherwise, in Alaska and other points outside the continental United States where suitable family facilities are not available, such service to be furnished to employees of the Department of Commerce and other Federal agencies (including Army, Navy, and Air Force personnel where Army, Navy, or Air Force facilities are not available and upon request of the service concerned), and their dependents, in accordance with regulations established by the Secretary of Commerce, and at a reasonable value determined in accordance therewith, the proceeds from the furnishing of such services to be credited to the appropriation from which the expenditures are made: *Provided*, That a report of such transactions shall be made to Congress annually showing the total expenditures made for such services and the total proceeds therefrom;

(d) reimbursement, under regulations prescribed by the Secretary, of officers and employees in or under the Department of Commerce, for food, clothing, medicines, and other supplies furnished by them in emergencies for the temporary relief of distressed persons in remote localities;

(e) providing motion-picture equipment and film for recreation of crews of vessels of the Coast and Geodetic Survey, for recreation of employees in remote localities where such facilities are not available, and for training purposes;

(f) erecting, altering, repairing, equipping, furnishing, and maintaining, by contract or otherwise, such living and working quarters and facilities as may be necessary to carry out its authorized work at remote localities not on foreign soil where such living and working accommodations are not otherwise available.

Approved October 26, 1949.

[CHAPTER 734]

AN ACT

October 26, 1949
[H. R. 2186]
[Public Law 391]

Providing for a location survey for a railroad connecting the existing railroad system serving the United States and Canada and terminating at Prince George, British Columbia, Canada, with the railroad system serving Alaska and terminating at Fairbanks, Alaska.

U. S., Canada, and
Alaska.
Railroad location
survey.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President

is authorized, through such channels as he may deem proper, to negotiate and enter into an agreement or agreements with the Dominion of Canada for a location survey for a railroad of standard gage to connect the existing railroad system now terminating at Prince George, British Columbia, Canada, with the railroad system serving the Territory of Alaska and terminating at Fairbanks, Alaska, together with all branches and extensions of said new railroad system, and in cooperation with the Government of the Dominion of Canada, to cause a survey or surveys to be made to determine the most practicable route for such railroad, as well as construction plans and specifications and estimates of the probable cost thereof, and plans for financing its construction, operation, and maintenance.

SEC. 2. The President is further authorized to designate such agency or agencies of the United States as he may select to carry on, either directly or under contract, the work of survey of the route for such railroad. Such agency or agencies are authorized and directed to cooperate directly with like agencies or officials to be designated by the Government of the Dominion of Canada for the purpose of coordinating and expediting the work of such location survey.

SEC. 3. The work of all existing agencies which may be engaged in like or affiliated activities in the Territory of Alaska and in western Canada shall hereafter be correlated with the work contemplated under this Act.

SEC. 4. There is hereby authorized to be appropriated such sum as may be necessary, to be expended under the direction of the President, through such agency or agencies as he may designate, for the purpose of carrying out the provisions of the Act.

Approved October 26, 1949.

[CHAPTER 735]

AN ACT

To amend and supplement the Act of June 7, 1924 (43 Stat. 653), and for other purposes.

Designation of agencies.

Correlation of work.

Appropriation authorized.

October 26, 1949
[H. R. 2296]
[Public Law 392]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated annually not more than \$20,000,000 to enable the Secretary of Agriculture to carry out the provisions of sections 1, 2, and 3 of the Act of June 7, 1924 (43 Stat. 653), as amended: *Provided*, That the appropriation under this authorization shall not exceed \$11,000,000 for the fiscal year ending June 30, 1950; \$13,000,000 for the fiscal year ending June 30, 1951; \$15,000,000 for the fiscal year ending June 30, 1952; \$17,000,000 for the fiscal year ending June 30, 1953; and \$19,000,000 for the fiscal year ending June 30, 1954.

SEC. 2. Section 4 of the Act of June 7, 1924 (43 Stat. 654), is hereby amended to read as follows:

"SEC. 4. The Secretary of Agriculture is hereby authorized and directed to cooperate with the various States in the procurement, production, and distribution of forest-tree seeds and plants, for the purpose of establishing forests, windbreaks, shelter belts, and farm wood lots upon denuded or nonforested lands within such cooperating States, under such conditions and requirements as he may prescribe to the end that forest-tree seeds or plants so procured, produced, or distributed shall be used effectively for planting denuded or nonforested lands in the cooperating States and growing timber thereon. The amount expended by the Federal Government in cooperation with any State during any fiscal year for such purposes shall not exceed the amount expended by the State for the same purposes

Reforestation, etc.
Appropriation authorized.

16 U. S. C. §§ 564,
566; Supp. II, § 565.
Limitations.

16 U. S. C. § 567.

Procurement, etc.,
of seeds and plants.

Limitation on expenditure.

Appropriations au-
thorized.

16 U. S. C. § 568.

Cooperation with
land grant colleges.

Limitation on ex-
penditures.

Appropriation au-
thorized.

Restriction on use of
funds.

16 U. S. C. §§ 564,
566; Supp. II, § 565.
Exception.

during the same fiscal year, and the Secretary of Agriculture is authorized to make expenditures on the certificate of the State official having charge of the cooperative work for the State that State expenditures as provided for in this section have been made. There is hereby authorized to be appropriated to enable the Secretary of Agriculture to carry out the provisions of this section not more than \$1,000,000 for the fiscal year ending June 30, 1950; \$1,500,000 for the fiscal year ending June 30, 1951; \$2,000,000 for the fiscal year ending June 30, 1952; and \$2,500,000 for each subsequent fiscal year."

SEC. 3. Section 5 of the Act of June 7, 1924 (43 Stat. 654), is hereby amended to read as follows:

"SEC. 5. The Secretary of Agriculture is hereby authorized and directed, in cooperation with the land grant colleges and universities of the various States or, in his discretion, with other suitable State agencies, to aid farmers through advice, education, demonstrations, and other similar means in establishing, renewing, protecting, and managing wood lots, shelter belts, windbreaks, and other valuable forest growth, and in harvesting utilizing, and marketing the products thereof. Except for preliminary investigations, the amount expended by the Federal Government under this section in cooperation with any State or other cooperating agency during any fiscal year shall not exceed the amount expended by the State or other cooperating agency for the same purpose during the same fiscal year, and the Secretary of Agriculture is authorized to make expenditures on the certificate of the appropriate State official that the State expenditures, as provided for in this section, have been made. There is hereby authorized to be appropriated annually out of any money in the Treasury not otherwise appropriated, not more than \$500,000 to enable the Secretary of Agriculture to carry out the provisions of this section."

SEC. 4. Notwithstanding any other provision of law, no funds heretofore or hereafter authorized to be appropriated to the Department of Agriculture or available under any other than the Act of June 7, 1924 (43 Stat. 653), shall be used for carrying out the programs or activities authorized by sections 1, 2, and 3 of said Act, as amended: *Provided*, That whenever the programs and activities being carried out under the provisions of sections 1, 2, and 3 of said Act are inadequate to the needs and purposes of programs and activities authorized by other law the use of funds specifically authorized to be appropriated to the Department of Agriculture or made available under other law shall not be prohibited to the extent that the programs and activities under said sections of the Act of June 7, 1924, are inadequate to accomplish the purposes of such other programs or activities.

Approved October 26, 1949.

[CHAPTER 736]

AN ACT

To provide for the amendment of the Fair Labor Standards Act of 1938, and for other purposes.

October 26, 1949
[H. R. 5850]
[Public Law 393]

Fair Labor Stand-
ards Amendments of
1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Fair Labor Standards Amendments of 1949".

DECLARATION OF POLICY

52 Stat. 1060.
29 U. S. C. § 202 (b).

SEC. 2. Section 2 (b) of the Fair Labor Standards Act of 1938, as amended, is amended to read as follows:

"(b) It is hereby declared to be the policy of this Act, through the exercise by Congress of its power to regulate commerce among the

several States and with foreign nations, to correct and as rapidly as practicable to eliminate the conditions above referred to in such industries without substantially curtailing employment or earning power."

DEFINITIONS

SEC. 3. (a) Section 3 (b) of such Act is amended to read as follows:

"(b) 'Commerce' means trade, commerce, transportation, transmission, or communication among the several States or between any State and any place outside thereof."

(b) Section 3 (j) of such Act is amended to read as follows:

"(j) 'Produced' means produced, manufactured, mined, handled, or in any other manner worked on in any State; and for the purposes of this Act an employee shall be deemed to have been engaged in the production of goods if such employee was employed in producing, manufacturing, mining, handling, transporting, or in any other manner working on such goods, or in any closely related process or occupation directly essential to the production thereof, in any State."

(c) Clause (1) of section 3 (l) of such Act is amended to read as follows: "(1) any employee under the age of sixteen years is employed by an employer (other than a parent or a person standing in place of a parent employing his own child or a child in his custody under the age of sixteen years in an occupation other than manufacturing or mining or an occupation found by the Secretary of Labor to be particularly hazardous for the employment of children between the ages of sixteen and eighteen years or detrimental to their health or well-being) in any occupation,"

(d) Section 3 of such Act is further amended by adding at the end thereof two new paragraphs as follows:

"(n) 'Resale' shall not include the sale of goods to be used in residential or farm building construction, repair, or maintenance: *Provided*, That the sale is recognized as a bona fide retail sale in the industry.

"(o) *Hours Worked*.—In determining for the purposes of sections 6 and 7 the hours for which an employee is employed, there shall be excluded any time spent in changing clothes or washing at the beginning or end of each workday which was excluded from measured working time during the week involved by the express terms of or by custom or practice under a bona fide collective-bargaining agreement applicable to the particular employee."

ADMINISTRATOR

SEC. 4. Section 4 (a) of such Act is amended by striking out "\$10,000" and inserting in lieu thereof "\$15,000".

SPECIAL INDUSTRY COMMITTEES FOR PUERTO RICO AND THE VIRGIN ISLANDS

SEC. 5. Section 5 of such Act is amended to read as follows:

"SEC. 5. (a) The Administrator shall as soon as practicable appoint a special industry committee to recommend the minimum rate or rates of wages to be paid under section 6 to employees in Puerto Rico or the Virgin Islands, or in Puerto Rico and the Virgin Islands, engaged in commerce or in the production of goods for commerce, or the Administrator may appoint separate industry committees to recommend the minimum rate or rates of wages to be paid under section 6 to employees therein engaged in commerce or in the production of goods for commerce in particular industries. An industry committee appointed under this subsection shall be composed of residents of such island or islands where the employees with respect to whom such committee

52 Stat. 1060.
29 U. S. C. § 203 (b).
"Commerce."

52 Stat. 1061.
29 U. S. C. § 203 (j).
"Produced."

52 Stat. 1061.
29 U. S. C. § 203 (l)
(1).

52 Stat. 1060.
29 U. S. C. § 203.

"Resale."

Hours worked.
Post, p. 912.

52 Stat. 1061.
29 U. S. C. § 204 (a)

52 Stat. 1062.
29 U. S. C. § 205.

Post, p. 912.

Composition.

was appointed are employed and residents of the United States outside of Puerto Rico and the Virgin Islands. In determining the minimum rate or rates of wages to be paid, and in determining classifications, such industry committees and the administrator shall be subject to the provisions of section 8.

Post, p. 915.

"(b) An industry committee shall be appointed by the Administrator without regard to any other provisions of law regarding the appointment and compensation of employees of the United States. It shall include a number of disinterested persons representing the public, one of whom the Administrator shall designate as chairman, a like number of persons representing employees in the industry, and a like number representing employers in the industry. In the appointment of the persons representing each group, the Administrator shall give due regard to the geographical regions in which the industry is carried on.

Quorum.

"(c) Two-thirds of the members of an industry committee shall constitute a quorum, and the decision of the committee shall require a vote of not less than a majority of all its members. Members of an industry committee shall receive as compensation for their services a reasonable per diem, which the Administrator shall by rules and regulations prescribe, for each day actually spent in the work of the committee, and shall in addition be reimbursed for their necessary traveling and other expenses. The Administrator shall furnish the committee with adequate legal, stenographic, clerical, and other assistance, and shall by rules and regulations prescribe the procedure to be followed by the committee.

Compensation.

Legal, etc., assistance.

Data, witnesses, etc.

"(d) The Administrator shall submit to an industry committee from time to time such data as he may have available on the matters referred to it, and shall cause to be brought before it in connection with such matters any witnesses whom he deems material. An industry committee may summon other witnesses or call upon the Administrator to furnish additional information to aid it in its deliberations."

MINIMUM WAGES

52 Stat. 1062.
29 U. S. C. § 206 (a).

SEC. 6. (a) Section 6 (a) of such Act is amended by striking out subparagraphs (1), (2), (3), and (4) and inserting in lieu thereof the following:

"(1) not less than 75 cents an hour;"

54 Stat. 616.
29 U. S. C. § 206 (a).

(b) Such section 6 (a) is further amended by striking out "(5)" and inserting in lieu thereof "(2)".

54 Stat. 616.
29 U. S. C. § 206 (c).

(c) Section 6 (c) of such Act is amended to read as follows:

Applicability of prior wage orders.

"(c) The provisions of paragraph (1) of subsection (a) of this section shall be superseded in the case of any employee in Puerto Rico or the Virgin Islands engaged in commerce or in the production of goods for commerce only for so long as and insofar as such employee is covered by a wage order heretofore or hereafter issued by the Administrator pursuant to the recommendations of a special industry committee appointed pursuant to section 5: *Provided*, That the wage order in effect prior to the effective date of this Act for any industry in Puerto Rico or the Virgin Islands shall apply to every employee in such industry covered by subsection (a) of this section until superseded by a wage order hereafter issued pursuant to the recommendations of a special industry committee appointed pursuant to section 5."

Ante, p. 911.

MAXIMUM HOURS

52 Stat. 1063.
29 U. S. C. § 207.
Ante, p. 446; *post*,
p. 920.
Length of work-week.

SEC. 7. Section 7 of such Act is amended to read as follows:

"SEC. 7. (a) Except as otherwise provided in this section, no employer shall employ any of his employees who is engaged in commerce or in the production of goods for commerce for a workweek

longer than forty hours, unless such employee receives compensation for his employment in excess of the hours above specified at a rate not less than one and one-half times the regular rate at which he is employed.

“(b) No employer shall be deemed to have violated subsection (a) by employing any employee for a workweek in excess of that specified in such subsection without paying the compensation for overtime employment prescribed therein if such employee is so employed—

“(1) in pursuance of an agreement, made as a result of collective bargaining by representatives of employees certified as bona fide by the National Labor Relations Board, which provides that no employee shall be employed more than one thousand and forty hours during any period of twenty-six consecutive weeks; or

“(2) in pursuance of an agreement, made as a result of collective bargaining by representatives of employees certified as bona fide by the National Labor Relations Board, which provides that during a specified period of fifty-two consecutive weeks the employee shall be employed not more than two thousand two hundred and forty hours and shall be guaranteed not less than one thousand eight hundred and forty hours (or not less than forty-six weeks at the normal number of hours worked per week, but not less than thirty hours per week) and not more than two thousand and eighty hours of employment for which he shall receive compensation for all hours guaranteed or worked at rates not less than those applicable under the agreement to the work performed and for all hours in excess of the guaranty which are also in excess of forty hours in the workweek or two thousand and eighty in such period at rates not less than one and one-half times the regular rate at which he is employed; or

“(3) for a period or periods of not more than fourteen workweeks in the aggregate in any calendar year in an industry found by the Administrator to be of a seasonal nature, and if such employee receives compensation for employment in excess of twelve hours in any workday, or for employment in excess of fifty-six hours in any workweek, as the case may be, at a rate not less than one and one-half times the regular rate at which he is employed.

“(c) In the case of an employer engaged in the first processing of milk, buttermilk, whey, skimmed milk, or cream into dairy products, or in the ginning and compressing of cotton, or in the processing of cottonseed, or in the processing of sugar beets, sugar-beet molasses, sugarcane, or maple sap, into sugar (but not refined sugar) or into sirup, the provisions of subsection (a) shall not apply to his employees in any place of employment where he is so engaged; and in the case of an employer engaged in the first processing of, or in canning or packing, perishable or seasonal fresh fruits or vegetables, or in the first processing, within the area of production (as defined by the Administrator), of any agricultural or horticultural commodity during seasonal operations, or in handling, slaughtering, or dressing poultry or livestock, the provisions of subsection (a), during a period or periods of not more than fourteen workweeks in the aggregate in any calendar year, shall not apply to his employees in any place of employment where he is so engaged.

“(d) As used in this section the ‘regular rate’ at which an employee is employed shall be deemed to include all remuneration for employment paid to, or on behalf of, the employee, but shall not be deemed to include—

“(1) sums paid as gifts; payments in the nature of gifts made at Christmas time or on other special occasions, as a reward for service, the amounts of which are not measured by or dependent on hours worked, production, or efficiency;

Overtime compensation.

Exceptions to restriction on excess employment without overtime compensation.

Ante, p. 912.

Dairying, cotton ginning, and processing of sugar beets, etc.

Canning or packing of agricultural or horticultural commodity, etc.

“Regular rate.”

Exclusions.

Gifts.

Vacations, etc.	“(2) payments made for occasional periods when no work is performed due to vacation, holiday, illness, failure of the employer to provide sufficient work, or other similar cause; reasonable payments for traveling expenses, or other expenses, incurred by an employee in the furtherance of his employer’s interests and properly reimbursable by the employer; and other similar payments to an employee which are not made as compensation for his hours of employment;
Recognition of services.	“(3) Sums paid in recognition of services performed during a given period if either, (a) both the fact that payment is to be made and the amount of the payment are determined at the sole discretion of the employer at or near the end of the period and not pursuant to any prior contract, agreement, or promise causing the employee to expect such payments regularly; or (b) the payments are made pursuant to a bona fide profit-sharing plan or trust or bona fide thrift or savings plan, meeting the requirements of the Administrator set forth in appropriate regulations which he shall issue, having due regard among other relevant factors, to the extent to which the amounts paid to the employee are determined without regard to hours of work, production, or efficiency; or (c) the payments are talent fees (as such talent fees are defined and delimited by regulations of the Administrator) paid to performers, including announcers, on radio and television programs;
Profit-sharing plan, etc.	“(4) contributions irrevocably made by an employer to a trustee or third person pursuant to a bona fide plan for providing old-age, retirement, life, accident, or health insurance or similar benefits for employees;
Talent fees.	“(5) extra compensation provided by a premium rate paid for certain hours worked by the employee in any day or workweek because such hours are hours worked in excess of eight in a day or forty in a workweek or in excess of the employee’s normal working hours or regular working hours, as the case may be;
Retirement, etc.	“(6) extra compensation provided by a premium rate paid for work by the employee on Saturdays, Sundays, holidays, or regular days of rest, or on the sixth or seventh day of the workweek, where such premium rate is not less than one and one-half times the rate established in good faith for like work performed in nonovertime hours on other days; or
Hours in excess of normal working hours, etc.	“(7) extra compensation provided by a premium rate paid to the employee, in pursuance of an applicable employment contract or collective-bargaining agreement, for work outside of the hours established in good faith by the contract or agreement as the basic, normal, or regular workday (not exceeding eight hours) or workweek (not exceeding forty hours, where such premium rate is not less than one and one-half times the rate established in good faith by the contract or agreement for like work performed during such workday or workweek.
Work outside hours of contract or agreement.	“(e) No employer shall be deemed to have violated subsection (a) by employing any employee for a workweek in excess of forty hours if such employee is employed pursuant to a bona fide individual contract, or pursuant to an agreement made as a result of collective bargaining by representatives of employees, if the duties of such employee necessitate irregular hours of work, and the contract or agreement (1) specifies a regular rate of pay of not less than the minimum hourly rate provided in section 6 (a) and compensation at not less than one and one-half times such rate for all hours worked in excess of forty in any workweek, and (2) provides a weekly guaranty of pay for not more than sixty hours based on the rates so specified.
Contract pay plan. <i>Ante</i> , p. 912.	“(f) No employer shall be deemed to have violated subsection (a) by employing any employee for a workweek in excess of forty hours if, pursuant to an agreement or understanding arrived at between the
<i>Ante</i> , p. 912.	
Agreement covering overtime computation. <i>Ante</i> , p. 912.	

employer and the employee before performance of the work, the amount paid to the employee for the number of hours worked by him in such workweek in excess of forty hours—

“(1) in the case of an employee employed at piece rates, is computed at piece rates not less than one and one-half times the bona fide piece rates applicable to the same work when performed during nonovertime hours; or

“(2) in the case of an employee performing two or more kinds of work for which different hourly or piece rates have been established, is computed at rates not less than one and one-half times such bona fide rates applicable to the same work when performed during nonovertime hours; or

“(3) is computed at a rate not less than one and one-half times the rate established by such agreement or understanding as the basic rate to be used in computing overtime compensation thereunder: *Provided*, That the rate so established shall be authorized by regulation by the Administrator as being substantially equivalent to the average hourly earnings of the employee, exclusive of overtime premiums, in the particular work over a representative period of time;

and if (i) the employee's average hourly earnings for the workweek exclusive of payments described in paragraphs (1) through (7) of subsection (d) are not less than the minimum hourly rate required by applicable law, and (ii) extra overtime compensation is properly computed and paid on other forms of additional pay required to be included in computing the regular rate.

“(g) Extra compensation paid as described in paragraphs (5), (6), and (7) of subsection (d) shall be creditable toward overtime compensation payable pursuant to this section.”

Conditions.

Regulation.

Ante, pp. 913, 914.

Crediting of payments.
Ante, p. 914.

WAGE ORDERS IN PUERTO RICO AND THE VIRGIN ISLANDS

SEC. 8. Section 8 of such Act is amended to read as follows:

“SEC. 8. (a) The policy of this Act with respect to industries in Puerto Rico and the Virgin Islands engaged in commerce or in the production of goods for commerce is to reach as rapidly as is economically feasible without substantially curtailing employment the objective of the minimum wage prescribed in paragraph (1) of section 6 (a) in each such industry. The Administrator shall from time to time convene an industry committee or committees, appointed pursuant to section 5, and any such industry committee shall from time to time recommend the minimum rate or rates of wages to be paid under section 6 by employers in Puerto Rico or the Virgin Islands, or in Puerto Rico and the Virgin Islands, engaged in commerce or in the production of goods for commerce in any such industry or classifications therein.

“(b) Upon the convening of any such industry committee, the Administrator shall refer to it the question of the minimum wage rate or rates to be fixed for such industry. The industry committee shall investigate conditions in the industry and the committee, or any authorized subcommittee thereof, may hear such witnesses and receive such evidence as may be necessary or appropriate to enable the committee to perform its duties and functions under this Act. The committee shall recommend to the Administrator the highest minimum wage rates for the industry which it determines, having due regard to economic and competitive conditions, will not substantially curtail employment in the industry, and will not give any industry in Puerto Rico or in the Virgin Islands a competitive advantage over any industry in the United States outside of Puerto Rico and the Virgin Islands.

52 Stat. 1064.
29 U. S. C. § 208.

Ante, p. 912.

Ante, p. 911.

Reference of question to industry committee.

Recommendations.

Classifications with-
in any industry.

Ante, p. 912.

"(c) The industry committee shall recommend such reasonable classifications within any industry as it determines to be necessary for the purpose of fixing for each classification within such industry the highest minimum wage rate (not in excess of that prescribed in paragraph (1) of section 6 (a)) which (1) will not substantially curtail employment in such classification and (2) will not give a competitive advantage to any group in the industry, and shall recommend for each classification in the industry the highest minimum wage rate which the committee determines will not substantially curtail employment in such classification. In determining whether such classifications should be made in any industry, in making such classifications, and in determining the minimum wage rates for such classifications, no classifications shall be made, and no minimum wage rate shall be fixed, solely on a regional basis, but the industry committee and the Administrator shall consider among other relevant factors the following:

"(1) competitive conditions as affected by transportation, living, and production costs;

"(2) the wages established for work of like or comparable character by collective labor agreements negotiated between employers and employees by representatives of their own choosing; and

"(3) the wages paid for work of like or comparable character by employers who voluntarily maintain minimum wage standards in the industry.

No classification shall be made under this section on the basis of age or sex.

Report by industry
committee.

Approval by Ad-
ministrator.

"(d) The industry committee shall file with the Administrator a report containing its recommendations with respect to the matters referred to it. Upon the filing of such report, the Administrator, after due notice to interested persons, and giving them an opportunity to be heard, shall by order approve and carry into effect the recommendations contained in such report, if he finds that the recommendations are made in accordance with law, are supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the industry committee, will carry out the purposes of this section; otherwise he shall disapprove such recommendations. If the Administrator disapproves such recommendations, he shall again refer the matter to such committee, or to another industry committee for such industry (which he may appoint for such purpose), for further consideration and recommendations.

Disapproval by Ad-
ministrator.

Contents of orders.

"(e) Orders issued under this section shall define the industries and classifications therein to which they are to apply, and shall contain such terms and conditions as the Administrator finds necessary to carry out the purposes of such orders, to prevent the circumvention or evasion thereof, and to safeguard the minimum wage rates established therein. No such order shall take effect until after due notice is given of the issuance thereof by publication in the Federal Register and by such other means as the Administrator deems reasonably calculated to give to interested persons general notice of such issuance.

Publication in Fed-
eral Register.

Notice of hearings.

"(f) Due notice of any hearing provided for in this section shall be given by publication in the Federal Register and by such other means as the Administrator deems reasonably calculated to give general notice to interested persons."

INVESTIGATIONS, INSPECTIONS, RECORDS, AND HOMEWORK REGULATIONS

52 Stat. 1066.
29 U. S. C. § 211.

SEC. 9. Section 11 of such Act is amended by adding at the end thereof the following new subsection:

"(d) The Administrator is authorized to make such regulations and orders regulating, restricting, or prohibiting industrial homework as are necessary or appropriate to prevent the circumvention or evasion

of and to safeguard the minimum wage rate prescribed in this Act, and all existing regulations or orders of the Administrator relating to industrial homework are hereby continued in full force and effect."

CHILD LABOR PROVISIONS

SEC. 10. (a) Section 12 (a) of such Act is amended to read as follows:

52 Stat. 1067.
29 U. S. C. § 212.

"(a) No producer, manufacturer, or dealer shall ship or deliver for shipment in commerce any goods produced in an establishment situated in the United States in or about which within thirty days prior to the removal of such goods therefrom any oppressive child labor has been employed: *Provided*, That any such shipment or delivery for shipment of such goods by a purchaser who acquired them in good faith in reliance on written assurance from the producer, manufacturer, or dealer that the goods were produced in compliance with the requirements of this section, and who acquired such goods for value without notice of any such violation, shall not be deemed prohibited by this subsection: *And provided further*, That a prosecution and conviction of a defendant for the shipment or delivery for shipment of any goods under the conditions herein prohibited shall be a bar to any further prosecution against the same defendant for shipments or deliveries for shipment of any such goods before the beginning of said prosecution."

Exception.

Effect of prosecution
and conviction.

(b) Section 12 of such Act is further amended by adding at the end thereof the following new subsection:

52 Stat. 1067.
29 U. S. C. § 212.

"(c) No employer shall employ any oppressive child labor in commerce or in the production of goods for commerce."

EXEMPTIONS

SEC. 11. Section 13 of such Act is amended to read as follows:

"SEC. 13. (a) The provisions of sections 6 and 7 shall not apply with respect to (1) any employee employed in a bona fide executive, administrative, professional, or local retailing capacity, or in the capacity of outside salesman (as such terms are defined and delimited by regulations of the Administrator); or (2) any employee employed by any retail or service establishment, more than 50 per centum of which establishment's annual dollar volume of sales of goods or services is made within the State in which the establishment is located. A 'retail or service establishment' shall mean an establishment 75 per centum of whose annual dollar volume of sales of goods or services (or of both) is not for resale and is recognized as retail sales or services in the particular industry; or (3) any employee employed by any establishment engaged in laundering, cleaning or repairing clothing or fabrics, more than 50 per centum of which establishment's annual dollar volume of sales of such services is made within the State in which the establishment is located: *Provided*, That 75 per centum of such establishment's annual dollar volume of sales of such services is made to customers who are not engaged in a mining, manufacturing, transportation, or communications business; or (4) any employee employed by an establishment which qualifies as an exempt retail establishment under clause (2) of this subsection and is recognized as a retail establishment in the particular industry notwithstanding that such establishment makes or processes at the retail establishment the goods that it sells: *Provided*, That more than 85 per centum of such establishment's annual dollar volume of sales of goods so made or processed is made within the State in which the establishment is located; or (5) any employee employed in the catching, taking, harvesting, cultivating, or farming of any kind of fish, shellfish, crustacea, sponges, seaweeds, or other aquatic forms of animal and vegetable life, including the going to and returning from work and including employment in the loading, unloading, or packing of such products for shipment or

52 Stat. 1067.
29 U. S. C. § 213.
Ante, p. 912.
Executive, etc., positions.

"Retail or service establishment."

Laundering, etc., establishment.

Exempt retail establishment.

Fishery employees.

in propagating, processing (other than canning), marketing, freezing, curing, storing, or distributing the above products or byproducts thereof; or (6) any employee employed in agriculture or in connection with the operation or maintenance of ditches, canals, reservoirs, or waterways, not owned or operated for profit, or operated on a share-crop basis, and which are used exclusively for supply and storing of water for agricultural purposes; or (7) any employee to the extent that such employee is exempted by regulations or orders of the Administrator issued under section 14; or (8) any employee employed in connection with the publication of any weekly, semiweekly, or daily newspaper with a circulation of less than four thousand the major part of which circulation is within the county where printed and published or counties contiguous thereto; or (9) any employee of a street, suburban or interurban electric railway, or local trolley or motorbus carrier, not included in other exemptions contained in this section; or (10) any individual employed within the area of production (as defined by the Administrator), engaged in handling, packing, storing, ginning, compressing, pasteurizing, drying, preparing in their raw or natural state, or canning of agricultural or horticultural commodities for market, or in making cheese or butter or other dairy products; or (11) any switchboard operator employed in a public telephone exchange which has not more than seven hundred and fifty stations; or (12) any employee of an employer engaged in the business of operating taxicabs; or (13) any employee or proprietor in a retail or service establishment as defined in clause (2) of this subsection with respect to whom the provisions of sections 6 and 7 would not otherwise apply, engaged in handling telegraphic messages for the public under an agency or contract arrangement with a telegraph company where the telegraph message revenue of such agency does not exceed \$500 a month; or (14) any employee employed as a seaman; or (15) any employee employed in planting or tending trees, cruising, surveying, or felling timber, or in preparing or transporting logs or other forestry products to the mill, processing plant, railroad, or other transportation terminal, if the number of employees employed by his employer in such forestry or lumbering operations does not exceed twelve.

“(b) The provisions of section 7 shall not apply with respect to (1) any employee with respect to whom the Interstate Commerce Commission has power to establish qualifications and maximum hours of service pursuant to the provisions of section 204 of the Motor Carrier Act, 1935; or (2) any employee of an employer subject to the provisions of part I of the Interstate Commerce Act; or (3) any employee of a carrier by air subject to the provisions of title II of the Railway Labor Act; or (4) any employee employed in the canning of any kind of fish, shellfish, or other aquatic forms of animal or vegetable life, or any byproduct thereof; or (5) any individual employed as an outside buyer of poultry, eggs, cream, or milk, in their raw or natural state.

“(c) The provisions of section 12 relating to child labor shall not apply with respect to any employee employed in agriculture outside of school hours for the school district where such employee is living while he is so employed, or to any child employed as an actor or performer in motion pictures or theatrical productions, or in radio or television productions.

“(d) The provisions of sections 6, 7, and 12 shall not apply with respect to any employee engaged in the delivery of newspapers to the consumer.”

LEARNERS, APPRENTICES, AND HANDICAPPED WORKERS

SEC. 12. Section 14 of such Act is amended by striking out in clause (1) the word “exclusively” and inserting in lieu thereof the word “primarily”.

Irrigation workers.

Administrator's exemption.

Post, p. 919.
Small newspapers.

Street railway, etc., employees.

Canning, etc.

Switchboard operators.

Taxicabs.
Contract telegraphic agency.
Ante, p. 917.
Ante, p. 912.

Seaman.
Forestry or lumbering operations.

Common carriers.
Ante, p. 912.

49 Stat. 546.
49 U. S. C. § 304.
24 Stat. 379.
49 U. S. C. §§ 1-27;
Supp. II, § 1 et seq.
Ante, p. 485.
49 Stat. 1189.
45 U. S. C. §§ 181-188.

Inapplicability of child labor laws.
Ante, p. 917.

Ante, pp. 912, 917.
Newspaper delivery.

52 Stat. 1068.
29 U. S. C. § 214.

PROHIBITED ACTS

SEC. 13. (a) Section 15 (a) (1) of such Act is amended by adding at the end thereof the following: "and except that any such transportation, offer, shipment, delivery, or sale of such goods by a purchaser who acquired them in good faith in reliance on written assurance from the producer that the goods were produced in compliance with the requirements of the Act, and who acquired such goods for value without notice of any such violation, shall not be deemed unlawful."

52 Stat. 1068.
29 U. S. C. § 215 (a)
(1).

(b) Section 15 (a) (5) of such Act is amended by inserting after "section 11 (c)" the following: "or any regulation or order made or continued in effect under the provisions of section 11 (d)".

52 Stat. 1068.
29 U. S. C. § 215 (a)
(5).

PENALTIES

SEC. 14. Section 16 of such Act is amended by adding at the end thereof the following new subsection:

52 Stat. 1069.
29 U. S. C. § 216;
Supp. II, § 216.

"(c) The Administrator is authorized to supervise the payment of the unpaid minimum wages or the unpaid overtime compensation owing to any employee or employees under section 6 or section 7 of this Act, and the agreement of any employee to accept such payment shall upon payment in full constitute a waiver by such employee of any right he may have under subsection (b) of this section to such unpaid minimum wages or unpaid overtime compensation and an additional equal amount as liquidated damages. When a written request is filed by any employee with the Administrator claiming unpaid minimum wages or unpaid overtime compensation under section 6 or section 7 of this Act, the Administrator may bring an action in any court of competent jurisdiction to recover the amount of such claim: *Provided*, That this authority to sue shall not be used by the Administrator in any case involving an issue of law which has not been settled finally by the courts, and in any such case no court shall have jurisdiction over such action or proceeding initiated or brought by the Administrator if it does involve any issue of law not so finally settled. The consent of any employee to the bringing of any such action by the Administrator, unless such action is dismissed without prejudice on motion of the Administrator, shall constitute a waiver by such employee of any right of action he may have under subsection (b) of this section for such unpaid minimum wages or unpaid overtime compensation and an additional equal amount as liquidated damages. Any sums thus recovered by the Administrator on behalf of an employee pursuant to this subsection shall be held in a special deposit account and shall be paid, on order of the Administrator, directly to the employee or employees affected. Any such sums not paid to an employee because of inability to do so within a period of three years shall be covered into the Treasury of the United States as miscellaneous receipts. In determining when an action is commenced by the Administrator under this subsection for the purposes of the two-year statute of limitations provided in section 6 (a) of the Portal-to-Portal Act of 1947, it shall be considered to be commenced in the case of any individual claimant on the date when the complaint is filed if he is specifically named as a party plaintiff in the complaint, or if his name did not so appear, on the subsequent date on which his name is added as a party plaintiff in such action."

Ante, p. 912.
Waiver by employee.

52 Stat. 1069.
29 U. S. C., Supp.
II, § 216 (b).
Court action.

Ante, p. 912.

Restriction.

Waiver by employee.

Special deposit account.

Miscellaneous receipts.

61 Stat. 87, 88.
29 U. S. C., Supp.
II, § 255 (a).

INJUNCTION PROCEEDINGS

SEC. 15. Section 17 of such Act is amended to read as follows:

"SEC. 17. The district courts, together with the District Court for the Territory of Alaska, the United States District Court for the District of the Canal Zone, and the District Court of the Virgin Islands shall

52 Stat. 1069.
29 U. S. C. § 217.

52 Stat. 1068.
29 U. S. C. § 215.
Ante, p. 919.
Restriction.

have jurisdiction, for cause shown, to restrain violations of section 15: *Provided*, That no court shall have jurisdiction, in any action brought by the Administrator to restrain such violations, to order the payment to employees of unpaid minimum wages or unpaid overtime compensation or an additional equal amount as liquidated damages in such action."

MISCELLANEOUS AND EFFECTIVE DATE

Ante, p. 911.

SEC. 16. (a) The amendments made by this Act shall take effect upon the expiration of ninety days from the date of its enactment; except that the amendment made by section 4 shall take effect on the date of its enactment.

Ante, pp. 911, 919.

61 Stat. 84.
29 U. S. C., Supp.
II, §§ 251-262.
Existing orders.

(b) Except as provided in section 3 (c) and in the last sentence of section 16 (c) of the Fair Labor Standards Act of 1938, as amended, no amendment made by this Act shall be construed as amending, modifying, or repealing any provision of the Portal-to-Portal Act of 1947.

52 Stat. 1060.
29 U. S. C. § 201;
Supp. II, § 216.

(c) Any order, regulation, or interpretation of the Administrator of the Wage and Hour Division or of the Secretary of Labor, and any agreement entered into by the Administrator or the Secretary, in effect under the provisions of the Fair Labor Standards Act of 1938, as amended, on the effective date of this Act, shall remain in effect as an order, regulation, interpretation, or agreement of the Administrator or the Secretary, as the case may be, pursuant to this Act, except to the extent that any such order, regulation, interpretation, or agreement may be inconsistent with the provisions of this Act, or may from time to time be amended, modified, or rescinded by the Administrator or the Secretary, as the case may be, in accordance with the provisions of this Act.

52 Stat. 1069.
29 U. S. C., Supp.
II, § 216 (b).

(d) No amendment made by this Act shall affect any penalty or liability with respect to any act or omission occurring prior to the effective date of this Act; but, after the expiration of two years from such effective date, no action shall be instituted under section 16 (b) of the Fair Labor Standards Act of 1938, as amended, with respect to any liability accruing thereunder for any act or omission occurring prior to the effective date of this Act.

52 Stat. 1060.
29 U. S. C. §§ 201-
219; Supp. II, § 216.

(e) No employer shall be subject to any liability or punishment under the Fair Labor Standards Act of 1938, as amended (in any action or proceeding commenced prior to or on or after the effective date of this Act), on account of the failure of said employer to pay an employee compensation for any period of overtime work performed prior to July 20, 1949, if the compensation paid prior to July 20, 1949, for such work was at least equal to the compensation which would have been payable for such work had section 7 (d) (6) and (7) and section 7 (g) of the Fair Labor Standards Act of 1938, as amended, been in effect at the time of such payment.

Ante, pp. 914, 915.

Repeal.
Ante, p. 446.

(f) Public Law 177, Eighty-first Congress, approved July 20, 1949, is hereby repealed as of the effective date of this Act.

Approved October 26, 1949.

[CHAPTER 737]

JOINT RESOLUTION

October 26, 1949
[H. J. Res. 340]
[Public Law 394]

To clarify the status of the Architect of the Capitol under the Federal Property and Administrative Services Act of 1949.

Architect of the
Capitol.
"The Senate and the
House of Representa-
tives."
Ante, p. 377.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the term "the Senate and the House of Representatives", as used in the Federal Property and Administrative Services Act of 1949, shall be construed to include the Architect of the Capitol and any activities under his direction,

and any of the services authorized by such Act shall (as far as practicable) be made available to the Architect of the Capitol, upon his request.

Approved October 26, 1949.

[CHAPTER 739]

AN ACT

To amend Public Law 885, Eightieth Congress, chapter 813, second session.

October 26, 1949
[H. R. 3155]
[Public Law 395]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 885, Eightieth Congress, chapter 813, second session, is amended by striking out from section 1, paragraph I, the words "based upon the highest and best use of the property at the time it is offered for sale regardless of its former character or use" and by inserting before the colon at the end of the first paragraph of section 1 the following language: "which shall be taken into account in arriving at the fair value".

62 Stat. 1229.

Approved October 26, 1949.

[CHAPTER 740]

AN ACT

To provide for the furnishing of quarters at Brunswick, Georgia, for the United States District Court for the Southern District of Georgia.

October 26, 1949
[H. R. 3793]
[Public Law 396]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the limitations and restrictions contained in section 142, title 28, of the United States Code, shall be waived insofar as pertains to holding court for the Brunswick Division of the United States District Court at Brunswick, Georgia.

62 Stat. 898.
28 U. S. C., Supp.
II, § 142.

Approved October 26, 1949.

[CHAPTER 741]

AN ACT

To enable the Legislature of the Territory of Hawaii to authorize the city and county of Honolulu, a municipal corporation, to issue sewer bonds.

October 26, 1949
[H. R. 4966]
[Public Law 397]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Hawaii, any provisions of the Hawaiian Organic Act, of any laws of the Territory of Hawaii, or of any Act of this Congress to the contrary notwithstanding, may authorize the city and county of Honolulu, a municipal corporation of the Territory of Hawaii, to issue general-obligation bonds in the sum of \$4,500,000 for the purpose of enabling it to construct sewerage systems in the city of Honolulu.

Honolulu, Hawaii.
Issuance of sewer
bonds.
31 Stat. 141.
48 U. S. C., § 493
note; Supp. II, § 508
et seq.
Ante, p. 563; *post*,
p. 926.

SEC. 2. The bonds issued under authority of this Act may be either term or serial bonds, maturing, in the case of term bonds, not later than thirty years from the date of issue thereof, and in the case of serial bonds, payable in substantially equal annual installments, the first installment to mature not later than five years and the last installment to mature not later than thirty years from the date of such issue. Such bonds may be issued without the approval of the President of the United States.

Maturity.

SEC. 3. Act 270 of the Sessions Laws of Hawaii 1949, pertaining to the issuance of sewer bonds, as authorized by this Act, is hereby ratified

Ratification and
confirmation.

Amendments.

and confirmed subject to the provisions of this Act: *Provided, however*, That nothing herein contained shall be deemed to prohibit the amendment of such Territorial legislation by the Legislature of the Territory of Hawaii from time to time to provide for changes in the improvements authorized by such legislation and for the disposition of unexpended moneys realized from the sale of said bonds: *Provided further*, That the proceeds of the bond issues hereby authorized shall be expended only for authorized public improvements or for reduction of the debt, unless otherwise approved by the Congress.

Approved October 26, 1949.

Proceeds.

[CHAPTER 742]

AN ACT

October 26, 1949
[H. R. 4967]
[Public Law 398]

To enable the Legislature of the Territory of Hawaii to authorize the city and county of Honolulu, a municipal corporation, to issue bonds for the construction of certain public-park improvements in the city of Honolulu.

Honolulu, Hawaii.
Public-park im-
provement bonds.
31 Stat. 141.
48 U. S. C., § 493
note; Supp. II, § 508 *et*
seq.
Ante, p. 563; *post*,
p. 926.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Hawaii, any provision of the Hawaiian Organic Act or of any Act of this Congress to the contrary notwithstanding, may authorize the city and county of Honolulu, a municipal corporation of the Territory of Hawaii, to issue general-obligation bonds in the sum of \$500,000 for the purpose of enabling it to construct improvements to Kapiolani Park, a public park and playground in the city of Honolulu.

Maturity.

SEC. 2. The bonds issued under authority of this Act may be either term or serial bonds, maturing, in the case of term bonds, not later than thirty years from the date of issue thereof, and, in the case of serial bonds, payable in substantially equal annual installments, the first installment to mature not later than five years and the last installment to mature not later than thirty years from the date of such issue. Such bonds may be issued without the approval of the President of the United States.

Ratification and confirmation.

SEC. 3. Act 285 of the Session Laws of Hawaii 1949, pertaining to the issuance of bonds for the construction of such said public-park improvements for and in the city of Honolulu, as authorized by this Act, is hereby ratified and confirmed subject to the provisions of this Act: *Provided, however*, That nothing herein contained shall be deemed to prohibit the amendment of such Territorial legislation by the Legislature of the Territory of Hawaii from time to time to provide for changes in the improvements authorized by such legislation and for the disposition of unexpended moneys realized from the sale of said bonds: *Provided further*, That the proceeds of the bond issues hereby authorized shall be expended only for authorized public improvements or for reduction of the debt unless otherwise approved by the Congress.

Amendment.

Proceeds.

Approved October 26, 1949.

[CHAPTER 743]

AN ACT

October 26, 1949
[H. R. 4968]
[Public Law 399]

To enable the Legislature of the Territory of Hawaii to authorize the city and county of Honolulu, a municipal corporation, to issue flood-control bonds.

Honolulu, Hawaii.
Issuance of flood-
control bonds.
31 Stat. 141.
48 U. S. C., § 493
note; Supp. II, § 508 *et*
seq.
Ante, p. 563; *post*,
p. 926.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Hawaii, any provisions of the Hawaiian Organic Act, of any laws of the Territory of Hawaii, or of any Act of this Congress to the contrary notwithstanding, may authorize the city and county of Honolulu, a municipal corporation of the Territory

of Hawaii, to issue general-obligation bonds in the sum of \$1,200,000 to acquire, construct, reconstruct, improve, better, extend, and maintain projects or undertakings for the control of and protection against flood and floodwaters, including the power to drain and rehabilitate lands already flooded in the city of Honolulu.

SEC. 2. The bonds or obligations herein authorized to be issued shall be coupon in form, shall bear interest at a rate not to exceed 5 per centum per annum, and shall mature serially over a period of not to exceed thirty years, with or without the privilege of prior redemption as the board of supervisors may by resolution determine. If sold to the Government of the United States or any agency or instrumentality thereof, said bonds or obligations may be sold at private sale at not less than par and accrued interest to the date of such sale. No election shall be necessary to authorize such bonds or other obligations, which may bear such date or dates, may be payable at such place or places, and may carry such registration privileges as to either principal and interest or as to principal only as the treasurer of said city and county of Honolulu, with the approval of the board of supervisors thereof, may provide. Except where inconsistent with the provisions of this Act, the provisions of chapter 117 of the Revised Laws of Hawaii 1945 shall apply to bonds and other obligations used under this Act. Such bonds may be issued without the approval of the President of the United States.

Form; interest; maturity.

SEC. 3. Act 273 of the Session Laws of Hawaii 1949, pertaining to the issuance of flood-control bonds, as authorized by this Act, is hereby ratified and confirmed subject to the provisions of this Act: *Provided, however*, That nothing herein contained shall be deemed to prohibit the amendment of such Territorial legislation by the Legislature of the Territory of Hawaii from time to time to provide for changes in the improvements authorized by such legislation and for the disposition of unexpended moneys realized from the sale of said bonds: *Provided further*, That the proceeds of the bond issues hereby authorized shall be expended only for authorized public improvements or for reduction of the debt unless otherwise approved by the Congress.

Ratification and confirmation.

Amendment.

Proceeds.

Approved October 26, 1949.

[CHAPTER 744]

AN ACT

To provide for the furnishing of quarters at Thomasville, Georgia, for the United States District Court for the Middle District of Georgia.

October 26, 1949
[H. R. 5191]
[Public Law 400]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of section 142 of title 28, United States Code, quarters and accommodations for holding court for the United States District Court for the Middle District of Georgia may be furnished in Thomasville, Georgia, in any proposed Federal building construction project.

62 Stat. 898,
28 U. S. C., Supp.
II, § 142.

Approved October 26, 1949.

[CHAPTER 745]

AN ACT

To enable the Legislature of the Territory of Hawaii to authorize the city and county of Honolulu, a municipal corporation, to issue bonds for the purpose of defraying the city and county's share of the cost of public improvements constructed pursuant to improvement district proceedings.

October 26, 1949
[H. R. 5459]
[Public Law 401]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Hawaii, any provision of the Hawaiian

Honolulu, Hawaii.
Public improvement
bonds.

31 Stat. 141.
48 U. S. C. § 493
note; Supp II, § 508 *et*
seq.
Ante, p. 563; *post*,
p. 926.

Maturity.

Ratification and
confirmation.

Amendment.

Proceeds.

Organic Act or of any Act of this Congress to the contrary notwithstanding, may authorize the city and county of Honolulu, a municipal corporation of the Territory of Hawaii, to issue general obligation bonds in the sum of \$1,000,000 for the purpose of defraying the city and county's share of the cost of public improvements constructed pursuant to improvement district proceedings.

SEC. 2. The bonds issued under the authority of this Act shall be serial bonds, payable in substantially equal annual installments, the first installment to mature not later than five years from the date of the issue of such series and the last installment to mature not later than thirty years from the date of such issue. Such bonds may be issued without the approval of the President of the United States.

SEC. 3. Act 375 of the Session Laws of Hawaii 1949, pertaining to the issuance of bonds authorized by this Act, is hereby ratified and confirmed subject to the provisions of this Act: *Provided, however*, That nothing herein contained shall be deemed to prohibit the amendment of such Territorial legislation by the Legislature of the Territory of Hawaii from time to time to provide for changes in the improvement district proceedings contemplated by this Act for the disposition of unexpended moneys realized from the sale of said bonds: *Provided further*, That the proceeds of the bond issues hereby authorized shall be expended only for authorized public improvements or for reduction of the debt unless otherwise approved by the Congress.

Approved October 26, 1949.

[CHAPTER 746]

AN ACT

October 26, 1949
[H. R. 5490]
[Public Law 402]

To enable the Legislature of the Territory of Hawaii to authorize the county of Kauai, Territory of Hawaii, to issue public improvement bonds.

Kauai County, Ha-
waii.
Public improvement
bonds.
31 Stat. 141.
48 U. S. C. § 493
note; Supp. II, § 508 *et*
seq.
Ante, p. 563; *post*,
p. 926.

Maturity.

Ratification and
confirmation.

Amendment.

Proceeds.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Legislature of the Territory of Hawaii, any provisions of the Hawaiian Organic Act, or any laws of the Territory of Hawaii, or of any Act of this Congress to the contrary notwithstanding, may authorize the county of Kauai, Territory of Hawaii, to issue general-obligation bonds in the sum of \$725,000 for the purpose of enabling it to make public improvements in that county.

SEC. 2. The bonds issued under the authority of this Act shall be serial bonds maturing in substantially equal annual installments, the first installment to mature not later than five years from the date of the issue of such series, and the last installment not later than thirty years from the date of such issue. Such bonds may be issued without approval of the President of the United States.

SEC. 3. Act 382 of the Session Laws of Hawaii, 1949, pertaining to the issuance of public improvement bonds, as authorized by this Act, is hereby ratified and confirmed subject to the provisions of this Act: *Provided, however*, That nothing herein contained shall be deemed to prohibit the amendment of such Territorial legislation by the Legislature of the Territory of Hawaii from time to time to provide for changes in the improvements authorized by such legislation and for the disposition of unexpended moneys realized from the sale of said bonds: *Provided further*, That the proceeds of the bond issues hereby authorized shall be expended only for authorized public improvements or for reduction of the debt unless otherwise approved by the Congress.

Approved October 26, 1949.

[CHAPTER 747]

AN ACT

To authorize the exchange of certain lands of the United States situated in Iosco County, Michigan, for lands within the national forests of Michigan, and for other purposes:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, subject to approval by the National Forest Reservation Commission as established by section 4 of the Act of March 1, 1911 (36 Stat. 961), the Secretary of Agriculture is hereby authorized to exchange the following-described lands for lands of at least equal value situated within the exterior boundaries of national forests within the State of Michigan: Lots 2, 3, 4, 5, 6, and 7 of block 13, all of block 14, lots 1 to 10, inclusive, of block 15, lots 1 to 12, inclusive, of block 16, of Newmans Addition, East Tawas, Iosco County, Michigan: *Provided*, That any lands conveyed to the United States under the provisions of this Act shall be subject to all of the laws and rules and regulations applicable to lands acquired under the afore-mentioned Act of March 1, 1911, as amended: *Provided*, That if the mayor or other appropriate official of said town of East Tawas certifies in writing to the Secretary of Agriculture that any such lands authorized to be exchanged will be used for public purposes, the value of the lands to be accepted in exchange therefor by the Secretary of Agriculture shall be of a value at least equal to the sum of (1) the value of such lands used for non-public purposes, and (2) 50 per centum of the value of such lands used for public purposes: *Provided further*, That if, at any time during the five-year period after such exchange, such lands originally used for public purposes cease to be so used, title thereto shall revert to the United States unless said town of East Tawas pays or transfers to the United States money, lands, or other valuable consideration equal to 50 per centum of the value (computed as of the date of such exchange) of such lands.

Approved October 26, 1949.

October 26, 1949
[H. R. 5601]
[Public Law 403]

East Tawas, Mich.
Exchange of lands.

36 Stat. 962.
16 U. S. C. § 513.

36 Stat. 961.
16 U. S. C. §§ 480,
513-519, 521, 552, 563,
500.
Certification in writing
of use of land.

Reversion to U. S.

[CHAPTER 751]

AN ACT

To amend the Federal Airport Act so as to authorize appropriations for projects in the Virgin Islands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 (c) of the Federal Airport Act is amended to read as follows:

"(c) For the purpose of carrying out this Act with respect to projects in the Territories of Alaska and Hawaii, and in Puerto Rico and the Virgin Islands, annual appropriations amounting in the aggregate to \$20,000,000 are hereby authorized to be made to the Administrator over a period of seven fiscal years beginning with the fiscal year ending June 30, 1947. The appropriation for any such fiscal year shall remain available until June 30, 1953, unless sooner expended. Not to exceed 5 per centum of any such annual appropriation, as specified in the Act making such appropriation, shall be available to the Administrator for necessary planning and research and for administrative expenses incident to the administration of this Act with respect to projects in the Territories of Alaska and Hawaii, and in Puerto Rico and the Virgin Islands; and the amount so available shall be deducted from such appropriation for purposes of determining the amount thereof available for grants for projects therein. Of the total amount available for such grants, 45 per centum

October 26, 1949
[S. 2360]
[Public Law 404]

Federal Airport Act,
amendment.
60 Stat. 172.
49 U. S. C. § 1104 (c).
Annual appropriation
authorized.

Planning and re-
search.

shall be available for projects in the Territory of Alaska, 25 per centum shall be available for projects in the Territory of Hawaii, 25 per centum shall be available for projects in Puerto Rico, and 5 per centum shall be available for projects in the Virgin Islands."

Approved October 26, 1949.

[CHAPTER 752]

AN ACT

October 26, 1949
[H. R. 4000]
[Public Law 406]

To amend section 16 of the Hawaiian Organic Act relative to disqualification of legislators.

Hawaiian Organic
Act, amendment.
31 Stat. 145.
48 U. S. C. § 588.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 16 of the Hawaiian Organic Act is hereby amended to read as follows:

"SEC. 16. DISQUALIFICATION OF LEGISLATORS.—That no member of the legislature shall, during the term for which he is elected, be appointed or elected to any office of the Territory of Hawaii: *Provided*, That nothing in this Act shall prevent a member of the legislature from serving as a delegate to a constitutional convention."

Approved October 26, 1949.

[CHAPTER 753]

AN ACT

October 26, 1949
[H. R. 4090]
[Public Law 406]

To extend the benefits of section 23 of the Bankhead-Jones Act to Puerto Rico.

Puerto Rico.
Cooperative agricultural
extension work.

7 U. S. C. § 343c.

7 U. S. C. § 343d-1.

Appropriation au-
thorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of section 23 of the Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935 (49 Stat. 436; 7 U. S. C. 343C) and known as the Bankhead-Jones Act, as added by the Act of June 6, 1945 (59 Stat. L. 231), be, and the same are hereby, extended to Puerto Rico in such amounts as are hereinafter authorized without diminution of the amounts authorized for payments to the States and the Territory of Hawaii as provided in section 23 of that Act.

SEC. 2. To carry into effect the above provisions for extending to Puerto Rico, to the extent herein provided, the benefits of the said Bankhead-Jones Act, the following sums are hereby authorized to be appropriated: For the first fiscal year beginning after the date of the enactment of this Act, \$101,090; for the fiscal year following the first fiscal year for which an appropriation is made in pursuance of the foregoing authorization, the additional sum of \$100,000; and for each succeeding fiscal year thereafter, an additional sum of \$100,000 until the total appropriations authorized by this section shall amount to \$401,090 annually, the authorization to continue in that amount for each succeeding fiscal year.

Approved October 26, 1949.

[CHAPTER 754]

AN ACT

October 26, 1949
[H. R. 4686]
[Public Law 407]

To authorize the issuance of certain public-improvement bonds by the Territory of Hawaii.

Hawaii.
Public-improve-
ment bonds.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, during the years 1949 to 1955, inclusive, the Territory of Hawaii is authorized

and empowered to issue, any provision of the Hawaiian Organic Act or any other Act of Congress to the contrary notwithstanding, public-improvement bonds in such amounts as will not cause the total indebtedness of such Territory to exceed \$50,000,000. Any extension of the total indebtedness of such Territory beyond \$50,000,000 shall be made solely in conformity with the Hawaiian Organic Act.

SEC. 2. All bonds issued pursuant to section 1 shall be serial bonds payable in substantially equal annual installments, with the first such installment maturing not later than five years from the date of issue and the last such installment maturing not later than thirty years from such date.

SEC. 3. Bonds shall not be issued pursuant to section 1 without the approval of the President of the United States.

SEC. 4. Act Numbered 401 of the Session Laws of 1949 of the Territory of Hawaii entitled "An Act relating to public improvements, and the financing thereof, making appropriations for public improvements, providing for the issuance of public-improvement bonds and memorializing Congress to authorize the issuance of public-improvement bonds of the Territory of Hawaii during the years 1949 to 1955, inclusive, without respect to the limitation imposed by the Hawaiian Organic Act, and amending Act 205 of the Session Laws of Hawaii 1947", to the extent approved by the Governor of the Territory of Hawaii on May 27, 1949, is hereby confirmed and ratified: *Provided, however*, That nothing herein contained shall be deemed to prohibit the amendment of said Act of said Territory by the legislature thereof, from time to time, to provide for changes in the improvements authorized by said Act and for the disposition of unexpended moneys appropriated by said Act: *Provided further*, That the proceeds of the bond issues hereby authorized shall be expended only for authorized public improvements or for reduction of the debt unless otherwise approved by the Congress.

Approved October 26, 1949.

31 Stat. 141.
48 U. S. C. § 493
note; Supp. II, § 508
et seq.
Ante, pp. 563, 926.

Maturity.

Approval of President of U. S.

Confirmation and ratification.

31 Stat. 141.
48 U. S. C. § 493
note; Supp. II, § 508
et seq.
Ante, pp. 563, 926.
Amendment.

Proceeds.

[CHAPTER 755]

AN ACT

To further the policy enunciated in the Historic Sites Act (49 Stat. 666) and to facilitate public participation in the preservation of sites, buildings, and objects of national significance or interest and providing a national trust for historic preservation.

October 26, 1949
[H. R. 5170]
[Public Law 408]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to further the policy enunciated in the Act of August 21, 1935 (49 Stat. 666), entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", and to facilitate public participation in the preservation of sites, buildings, and objects of national significance or interest, there is hereby created a charitable, educational, and nonprofit corporation, to be known as the National Trust for Historic Preservation in the United States, hereafter referred to as the "National Trust". The purposes of the National Trust shall be to receive donations of sites, buildings, and objects significant in American history and culture, to preserve and administer them for public benefit, to accept, hold, and administer gifts of money, securities, or other property of whatsoever character for the purpose of carrying out the preservation program, and to execute such other functions as are vested in it by this Act.

SEC. 2. The National Trust shall have its principal office in the District of Columbia and shall be deemed, for purposes of venue in

National Trust for
Historic Preservation
in U. S.
16 U. S. C. §§ 461-
467.

Purposes.

Principal office.

civil actions, to be an inhabitant and resident thereof. The National Trust may establish offices in such other place or places as it may deem necessary or appropriate in the conduct of its business.

Board of trustees.
Composition.

SEC. 3. The affairs of the National Trust shall be under the general direction of a board of trustees composed as follows: The Attorney General of the United States; the Secretary of the Interior; and the Director of the National Gallery of Art, *ex officio*; and not less than six general trustees who shall be citizens of the United States, to be chosen as hereinafter provided. The Attorney General, and the Secretary of the Interior, when it appears desirable in the interest of the conduct of the business of the board and to such extent as they deem it advisable, may, by written notice to the National Trust, designate any officer of their respective departments to act for them in the discharge of their duties as a member of the board of trustees. The number of general trustees shall be fixed by the Executive Board of the National Council for Historic Sites and Buildings, a corporation of the District of Columbia, and the general trustees first taking office shall be chosen by a majority vote of the members of the Executive Board from the membership of the National Council. The respective terms of office of the first general trustees so chosen shall be as prescribed by the said Executive Board but in no case shall exceed a period of five years from the date of election. A successor to a general trustee shall be chosen in the same manner as the original trustees and shall have a term expiring five years from the date of the expiration of the term for which his predecessor was chosen, except that a successor chosen to fill a vacancy occurring prior to the expiration of such term shall be chosen only for the remainder of that term. The chairman of the board of trustees shall be elected by a majority vote of the members of the board. No compensation shall be paid to the members of the board of trustees for their services as such members, but they shall be reimbursed for travel and actual expenses necessarily incurred by them in attending board meetings and performing other official duties on behalf of the National Trust at the direction of the board.

Terms of office.

Compensation.

Powers.

SEC. 4. To the extent necessary to enable it to carry out the functions vested in it by this Act, the National Trust shall have the following general powers:

Succession.

(a) To have succession until dissolved by Act of Congress, in which event title to the properties of the National Trust, both real and personal, shall, insofar as consistent with existing contractual obligations and subject to all other legally enforceable claims or demands by or against the National Trust, pass to and become vested in the United States of America.

Seal.

(b) To sue and be sued in its corporate name.

(c) To adopt, alter, and use a corporate seal which shall be judicially noticed.

Constitution, by-laws, etc.

(d) To adopt a constitution and to make such bylaws, rules, and regulations, not inconsistent with the laws of the United States or of any State, as it deems necessary for the administration of its functions under this Act, including among other matter, bylaws, rules, and regulations governing visitation to historic properties, administration of corporate funds, and the organization and procedure of the board of trustees.

Gifts, etc.

(e) To accept, hold, and administer gifts and bequests of money, securities, or other personal property of whatsoever character, absolutely or on trust, for the purposes for which the National Trust is created. Unless otherwise restricted by the terms of the gift or bequest, the National Trust is authorized to sell, exchange, or otherwise dispose of and to invest or reinvest in such investments as it may determine from time to time the moneys, securities, or other

property given or bequeathed to it. The principal of such corporate funds, together with the income therefrom and all other revenues received by it from any source whatsoever, shall be placed in such depositories as the National Trust shall determine and shall be subject to expenditure by the National Trust for its corporate purposes.

(f) To acquire by gift, devise, purchase, or otherwise, absolutely or on trust, and to hold and, unless otherwise restricted by the terms of the gift or devise, to encumber, convey, or otherwise dispose of, any real property, or any estate or interest therein (except property within the exterior boundaries of national parks and national monuments), as may be necessary and proper in carrying into effect the purposes of the National Trust.

Acquisition of property, etc.

(g) To contract and make cooperative agreements with Federal, State, or municipal departments or agencies, corporations, associations, or individuals, under such terms and conditions as it deems advisable, respecting the protection, preservation, maintenance, or operation of any historic site, building, object, or property used in connection therewith for public use, regardless of whether the National Trust has acquired title to such properties, or any interest therein.

Contracts and agreements.

(h) To enter into contracts generally and to execute all instruments necessary or appropriate to carry out its corporate purposes, which instruments shall include such concession contracts, leases, or permits for the use of lands, buildings, or other property deemed desirable either to accommodate the public or to facilitate administration.

(i) To appoint and prescribe the duties of such officers, agents, and employees as may be necessary to carry out its functions, and to fix and pay such compensation to them for their services as the National Trust may determine.

Appointment of officers, etc.

(j) And generally to do any and all lawful acts necessary or appropriate to carry out the purposes for which the National Trust is created.

SEC. 5. In carrying out its functions under this Act, the National Trust is authorized to consult with the Advisory Board on National Parks, Historic Sites, Buildings, and Monuments, on matters relating to the selection of sites, buildings, and objects to be preserved and protected pursuant hereto.

Selection of sites, etc.

SEC. 6. The National Trust shall, on or before the 1st day of March in each year, transmit to Congress a report of its proceedings and activities for the preceding calendar year, including the full and complete statement of its receipts and expenditures.

Report to Congress.

SEC. 7. The right to repeal, alter or amend this Act at any time is hereby expressly reserved, but no contract or individual right made or acquired shall thereby be divested or impaired.

Rights reserved.

Approved October 26, 1949.

[CHAPTER 756]

AN ACT

To ratify and confirm Act 251 of the Session Laws of Hawaii, 1949.

October 26, 1949

[H. R. 5489]

[Public Law 409]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Act 251 of the Session Laws of Hawaii, 1949, amending Act 101 of the Session Laws of Hawaii 1921, as amended by Act 32 of the Session Laws of Hawaii, 1945, relating to the manufacture, maintenance, distribution, and supply of electric current for light and power within the districts of North and South Hilo, Puna, Kau, and South Kohala, in the county of Hawaii, by extending the franchise to the district of North Kohala, in that county, is hereby ratified and confirmed.

Hawaii.
Electric current in certain districts.

Approved October 26, 1949.

[CHAPTER 757]

AN ACT

October 26, 1949
[H. R. 5934]
[Public Law 410]

To amend the Second Supplemental National Defense Appropriation Act, 1943, approved October 26, 1942 (56 Stat. 990, 999), and for other purposes.

Federal agencies.
Ventilating, etc.,
control equipment.

40 U. S. C. § 317.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That that portion of the Second Supplemental National Defense Appropriation Act, 1943, approved October 26, 1942, appropriating moneys to the Public Buildings Administration, Federal Works Agency, for salaries and expenses, public buildings and grounds in the District of Columbia and adjacent area, and for other purposes, be amended by changing the colon to a comma after the word "buildings" (as set forth in line 22 of paragraph 5, page 999, of volume 56, part 1, U. S. Stat. L.), and adding the following: "such restrictions shall not apply, however, to ventilating and temperature and humidity control equipment for special laboratory, scientific, and research purposes, the cost of the purchase and installation of which may be borne from the appropriations of the particular Federal agency utilizing such equipment, but such installations shall be subject to approval by the General Services Administration and subsequent to its installation the equipment shall be maintained and operated by the General Services Administration and shall remain under the custody and control of such Administration without exchange of funds:".

Approved October 26, 1949.

[CHAPTER 758]

AN ACT

October 26, 1949
[H. R. 6109]
[Public Law 411]

Granting the consent of Congress to a compact or agreement between the State of Tennessee and the State of Missouri concerning a Tennessee-Missouri Bridge Commission, and for other purposes.

Tennessee-Missouri
Bridge Commission
Compact.
Consent of Con-
gress.
Taxes.

Rights, etc., of U. S.

Tolls.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the compact or agreement set forth below, and to each and every term and provision thereof: *Provided,* That any obligations issued and outstanding, including the income derived therefrom, under the terms of the compact or agreement, and any amendments thereto, shall be subject to the tax laws of the United States: *And provided further,* That nothing herein contained shall be construed to affect, impair, or diminish any right, power, or jurisdiction of the United States or of any court, department, board, bureau, officer, or official of the United States, over or in regard to any navigable waters, or any commerce between the States or with foreign countries, or any bridge, railroad, highway, pier, wharf, or other facility or improvement, or any other person, matter, or thing, forming the subject matter of the aforesaid compact or agreement or otherwise affected by the terms thereof: *And provided further,* That after the costs of the bridge have been amortized, such bridge shall thereafter be maintained and operated free of tolls:

COMPACT BETWEEN TENNESSEE AND MISSOURI

CREATING A TENNESSEE-MISSOURI BRIDGE COMMISSION

ARTICLE I

"There is hereby created a Tennessee-Missouri Bridge Commission (hereinafter referred to as the commission) which shall be a body

corporate and politic and which shall have the following powers and duties:

"1. To plan, construct, maintain and operate a bridge and approaches thereto across the Mississippi River at or near Caruthersville, Missouri, at a point deemed by the commission as most suitable to the interests of the citizens of the States of Tennessee and Missouri in accordance with the provisions of an act of the Seventy-ninth Congress, Second Session, of the United States entitled "The General Bridge Act of 1946";

"2. To purchase, maintain and, in its discretion, to operate all or any ferries across the Mississippi River within twenty-five miles of the site selected for the bridge;

"3. To contract, to sue and be sued in its own name; to purchase or otherwise acquire, hold and dispose of real and personal property;

"4. To acquire by proper condemnation proceedings such real property as may be necessary for the construction and operation of the bridge and the approaches thereto;

"5. To issue bonds on the security of the revenues derived from the operation of the bridge and ferries for the payment of the cost of the bridge, its approaches, ferry or ferries, and the necessary lands, easements and appurtenances thereto including interest during construction and all necessary engineering, legal, architectural, traffic surveying and other necessary expenses. Such bonds shall be the negotiable bonds of the commission, the income of which shall be tax free. The principal and interest of the bonds, and any premiums to be paid for their retirement before maturity, shall be paid solely from the revenues derived from the bridge and ferries;

"6. To establish and charge tolls for transit over such bridge and ferries in accordance with the provisions of this compact;

"7. To perform all other necessary and incidental functions.

60 Stat. 847.
33 U. S. C. §§ 525-
533; Supp. II, § 529.

ARTICLE II

"The rates of tolls to be charged for transit over such bridge and ferries shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintenance, repairs and operation (including the approaches to the bridge) under economical management, and also to provide a sinking fund sufficient to pay the principal and interest of the outstanding bonds. All tolls and other revenues derived from facilities of the commission are hereby pledged to such uses.

ARTICLE III

"The commission shall keep an accurate record of the cost of the bridge and of other expenses and of the daily revenues collected and shall report annually to the governor of each state setting forth in detail the operation and transactions conducted by it pursuant to this agreement and any legislation thereunder.

ARTICLE IV

"When the bonds have been retired, the part of the bridge within the state of Tennessee shall be conveyed to the State of Tennessee, and that part within the state of Missouri to the state of Missouri, and the high contracting parties to this compact do hereby agree that thereafter the bridge shall be free of tolls and shall be properly maintained, operated and repaired by the two states as may be agreed upon.

ARTICLE V

"The commission shall consist of ten members, five of whom shall be qualified electors of the state of Tennessee and shall reside in Dyer

County, or counties adjacent thereto, Tennessee, and five of whom shall be qualified electors of the state of Missouri and shall reside in Pemiscot County, or counties adjacent thereto, Missouri. The Tennessee members are to be chosen by the state of Tennessee, and the Missouri members by the state of Missouri in the manner and for the terms fixed by the legislature of each state, except as herein provided.

ARTICLE VI

"1. The commission shall elect from its number a chairman and a vice chairman, and may appoint such officers and employees as it may require for the performance of its duties and shall fix and determine their qualifications and duties.

"2. Until otherwise determined by the legislatures of the two states no action of the commission shall be binding unless taken at a meeting at which at least three members from each state are present and unless a majority of the members from each state present at such meeting shall vote in favor thereof. Each state reserves the right hereafter to provide by law for the exercise of the veto power by the governor thereof over any action of any commissioner appointed therefrom.

"3. The two states shall provide penalties for violations of any order, rule or regulation of the commission, and for the manner of enforcing same.

ARTICLE VII

"The commission is authorized and directed to proceed with the planning and construction of the bridge and the approaches thereto as rapidly as may be economically practicable and is hereby vested with all necessary and appropriate powers, not inconsistent with the Constitution or the laws of the United States or of either state, to effect the same, except the power to assess or levy taxes.

Powers.

ARTICLE VIII

"In witness thereof, we have hereunto set our hands and seals under authority vested in us by law."

[SEAL]

(Signed) J. E. TAYLOR

Attorney General of Missouri

[SEAL]

(Signed) M. R. ROWLAND

[SEAL]

(Signed) S. P. REYNOLDS

[SEAL]

(Signed) N. W. HELM

[SEAL]

(Signed) ROY H. BEELER

Attorney General of Tennessee

[SEAL]

(Signed) E. W. EGGLESTON

[SEAL]

(Signed) W. N. ESTES

In the presence of:

(Signed) G. S. Wright

(Signed) Charles F. Wayland, Jr.

Approved October 26, 1949.

[CHAPTER 759]

AN ACT

To direct the Secretary of the Interior to convey certain land to School District Numbered 5, Linn County, Oregon.

October 26, 1949
[H. R. 6230]
[Public Law 412]

School District No.
5, Linn County, Oreg.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized and directed to convey to School District Numbered 5 of Linn County, Oregon, in consideration of a

sum equal to 50 per centum of the fair market value, all the right, title, and interest of the United States in and to the following-described land:

Beginning at a point on the south line of the State Secondary Highway also known as Queen Avenue, thirty and nine-tenths feet south ten degrees fifty minutes west of the northeast corner of George W. Cline DLC numbered 84 in township 11 south, range 4 west, of the Willamette meridian in Linn County, Oregon; and running thence south ten degrees fifty minutes west along the east line of said claim two hundred and eighty-five feet to a point where the projection of the west line of Liberty Street would intersect said claim line; thence north no degrees forty-eight minutes west along the projection of said Liberty Street two hundred seventy-seven and eight-tenths feet to the south line of Queen Avenue; thence north eighty-six degrees fifty-seven minutes east along said line fifty-seven and seventy-one one-hundredths feet to the place of beginning.

Approved October 26, 1949.

[CHAPTER 760]

AN ACT

To provide for certain improvements relating to the Capitol Power Plant, its distribution systems, and the buildings and grounds served by the plant, including proposed additions.

October 26, 1949
[H. R. 6281]
[Public Law 413]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Architect of the Capitol, under the direction of the House Office Building Commission, is hereby authorized and directed to effect the following improvements, with such modifications as the Commission may approve, relating to the Capitol Power Plant, its distribution systems, and the buildings and grounds served by the plant, including proposed additions:

Capitol Power
Plant.
Improvements au-
thorized.

(1) Convert the electrical lighting and power systems and other electrical equipment in all buildings and grounds, including the refrigeration plant, now served by the Capitol Power Plant, from twenty-five cycle and direct current to sixty cycle alternating current.

(2) Upon completion of such conversion, discontinue generating electrical energy at the Capitol Power Plant and purchase all electrical energy for the buildings and grounds now supplied by the plant; and prior to the completion of such conversion, the Architect of the Capitol, with the approval of the House Office Building Commission, may purchase such electrical energy as he may deem necessary for such buildings and grounds.

(3) Install, in lieu of present boiler equipment, two new modern spreader stoker-fired, coal-burning boilers, each approximately one hundred and eighty thousand pounds per hour capacity, four hundred pounds per square inch gage, including necessary auxiliary equipment, in the existing Capitol Power Plant building, for supplying steam for heating and other existing services for the buildings now supplied by the plant and the additional office building authorized by Public Law 785, Eightieth Congress, to be so supplied.

62 Stat. 1028.

(4) Construct a new walk-through tunnel, including branch tunnels, from the Capitol Power Plant to the Senate Office Building, to be routed under North Carolina Avenue Southeast, Second Street Southeast and Northeast, and C Street Northeast; and upon completion of the new tunnel, abandon the section of the existing main steam tunnel structure between the Old House Office Building and the Senate Office Building when the same is no longer required for service.

62 Stat. 1028.

(5) Install in the new tunnel duplicate steam supply lines and a condensate return line and necessary auxiliary equipment to supply steam for heating the buildings now being supplied by the section of the tunnel to be abandoned and the additional office building authorized by Public Law 785, Eightieth Congress; and install in the new tunnel chilled water lines for supplying air-conditioning refrigeration from the Capitol Power Plant for the First Street wing of the Senate Office Building, the United States Supreme Court Building, the Library of Congress Annex, and the additional office building authorized by Public Law 785, Eightieth Congress, with provision for future service lines to the main Library of Congress building.

(6) Increase the capacity of the refrigeration plant at the Capitol Power Plant from four thousand eight hundred tons to approximately eight thousand eight hundred tons of refrigeration by the installation of two or more centrifugal compressor units, complete with pumps and necessary auxiliary equipment and connected to the chilled water-distribution system; install a cooling tower at the Capitol Power Plant site in replacement of the existing river pump-house to supply cooling water for the refrigeration plant; and install piping, valves, transformer substation and electrical equipment, and all other necessary incidental items.

Public-utility installations.

Availability of appropriation.

Contract authority.

Appropriation authorized.
Post, p. 975.

SEC. 2. The Architect of the Capitol, under the direction of the House Office Building Commission, is hereby authorized and directed to make arrangements for such public-utility installations as may be necessary for the supplying of the electrical energy to be purchased under the authority of this Act. The appropriation for the fiscal year ending June 30, 1950, for expenses in connection with the maintenance and operation of the Capitol Power Plant shall be available for purchasing such electrical energy.

SEC. 3. The Architect of the Capitol, under the direction of the House Office Building Commission, is hereby authorized and directed to enter into such contracts and to make such expenditures for labor, materials, equipment, personal and other services, structural and other changes, and other items and purposes, as may be necessary to carry out the provisions of this Act. In employing the engineering services for the project herein authorized, competition shall be restricted to not less than three competent firms of engineers.

SEC. 4. There is hereby authorized to be appropriated a total amount not to exceed \$16,446,000 to carry out the provisions of this Act, and the Architect of the Capitol, under the direction of the House Office Building Commission, is authorized to obligate such total amount, prior to the actual appropriation of the full amount thereof, after an appropriation of any part of such total amount shall have been made.

Approved October 26, 1949.

[CHAPTER 764]

AN ACT

October 27, 1949
[S. 1578]
[Public Law 414]

To authorize the Secretary of the Army to proceed with construction at stations of the Alaska Communication System.

Alaska Communication System.
Construction authorized.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is hereby authorized to establish or develop installations and facilities by the construction, installation, or equipment of temporary or permanent public works, including buildings, facilities, appurtenances, and utilities, at stations of the Alaska Communication System at the following locations:

Adak, Aleutian Islands: Area utilities for use jointly with the Department of the Air Force and the Department of the Navy, \$175,000.

Anchorage, Alaska: Family quarters, operational buildings, warehouse, garage, and utilities, \$800,900.

Anchorage-Fairbanks, Alaska: Line maintenance buildings and utilities between Anchorage and Fairbanks, \$175,000.

Anchorage-Fairbanks, Alaska: Operational buildings, garage, warehouse, and utilities at three locations between Anchorage and Fairbanks, \$545,550.

Bethel, Alaska: Operational buildings and utilities, \$20,000.

Big Delta, Alaska: Family quarters, operational buildings, warehouse, garages, and utilities, \$354,579.

Cathedral Bluffs, Alaska: Family quarters, operational buildings, warehouse, garages, and utilities, \$350,684.

Cape Fanshaw, Alaska: Family quarters, operational buildings, and utilities, \$175,000.

Cold Bay, Alaska: Family quarters, operational buildings, garages, and utilities, \$83,500.

Cordova, Alaska: Operational buildings and utilities, \$28,400.

Eielson Field, Alaska: Family quarters, operational buildings, garages, and utilities, \$307,255.

Fairbanks, Alaska: Family quarters, operational buildings, garages, warehouses, and utilities, \$1,407,220.

Haines, Alaska: Family quarters, operational buildings, and utilities, \$60,500.

Juneau, Alaska: Family quarters, operational buildings, warehouse, garages, and utilities, \$233,340.

Kotzebue, Alaska: Operational building and utilities, \$30,000.

Lena Point, Alaska: Family quarters, operational buildings, warehouse, garage, and utilities, \$149,900.

Mile 33, Alaska: Operational building and utilities, \$46,000.

Mitchell Point, Alaska: Family quarters, operational buildings, and utilities, \$175,000.

Naknek, Alaska: Family quarters, operational buildings, and utilities, \$480,600.

Narrow Point, Alaska: Family quarters, operational buildings, and utilities, \$175,000.

Nome, Alaska: Family quarters, operational buildings, and utilities, \$289,000.

Northway, Alaska: Family quarters, operational buildings, warehouse, garages, and utilities, \$377,204.

Petersburg, Alaska: Operational buildings and utilities, \$74,400.

Point Agassiz, Alaska: Family quarters, operational buildings, and utilities, \$175,000.

Portage, Alaska: Operational building and utilities, \$100,000.

Skagway, Alaska: Family quarters, warehouse, garages, and utilities, \$91,900.

Thane, Alaska: Family quarters, operational buildings, and utilities, \$175,000.

Ketchikan, Alaska: Rehabilitation of family quarters, operational buildings, and utilities, \$157,800.

Kodiak, Alaska: Operational buildings and utilities, \$12,580.

Seattle, Washington: Family quarters, operational buildings, warehouse, submarine cable tanks, garages, and utilities, \$436,500.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, such sums of money as may be necessary toward meeting the

Appropriation authorized.

Limitation.

Availability of appropriation.

Prosecution of work.

Family quarters.

5 U. S. C., Supp. II, § 626p; 10 U. S. C., Supp. II, § 1337b.
Acquisition of lands, etc.

31 U. S. C. § 529.

purposes of this Act; and with respect to projects within and without continental United States, the approximate partial cost for each project enumerated and authorized in section 1 of this Act may, in the discretion of the Secretary of the Army, be varied upward 10 per centum, but the total cost of the work on the projects authorized by this Act shall not exceed \$7,663,212. Any such appropriation shall be available under the direction of the Secretary of the Army for expenses incident to construction, including administration, overhead, planning, and surveys, and shall be available until expended: *Provided*, That any work undertaken under this authorization may be prosecuted by direct appropriations, or by both direct appropriations and continuing contracts subject to the availability of subsequent appropriations: *Provided further*, That construction of family quarters under this authorization shall be subject to the terms and conditions set forth in the last six provisos of section 3 of the Act of June 12, 1948 (Public Law 626; 62 Stat. 379-380).

SEC. 3. To accomplish the above-authorized construction the Secretary of the Army is authorized to acquire lands and rights pertaining thereto, or other interest therein, including the temporary use thereof, by donation, purchase, exchange of Government-owned lands, or otherwise, without regard to section 3648, Revised Statutes, as amended.

Approved October 27, 1949.

[CHAPTER 766]

AN ACT

October 27, 1949
[S. 1267]
[Public Law 415]

To promote the national defense by authorizing a unitary plan for construction of transsonic and supersonic wind-tunnel facilities and the establishment of an Air Engineering Development Center.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I

Unitary Wind Tunnel Plan Act of 1949, and Air Engineering Development Center Act of 1949.

Unitary Wind Tunnel Plan Act of 1949.

SEC. 101. The National Advisory Committee for Aeronautics (hereinafter referred to as the "Committee") and the Secretary of Defense are hereby authorized and directed jointly to develop a unitary plan for the construction of transsonic and supersonic wind-tunnel facilities for the solution of research, development, and evaluation problems in aeronautics, including the construction of facilities at educational institutions within the continental limits of the United States for training and research in aeronautics, and to revise the uncompleted portions of the unitary plan from time to time to accord with changes in national defense requirements and scientific and technical advances. The Committee and the Secretaries of the Army, the Navy, and the Air Force are authorized to proceed with the construction and equipment of facilities in implementation of the unitary plan to the extent permitted by appropriations pursuant to existing authority and the authority contained in titles I and II of this Act. Any further implementation of the unitary plan shall be subject to such additional authorizations as may be approved by Congress.

Post, p. 937.

Construction and equipment authorized.

SEC. 102. The Committee is hereby authorized, in implementation of the unitary plan, to construct and equip transsonic or supersonic wind tunnels of a size, design and character adequate for the efficient conduct of experimental work in support of long-range fundamental research at educational institutions within the continental United States, to be selected by the Committee, or to enter into contracts with such institutions to provide for such construction and equipment, at a total cost not to exceed \$10,000,000: *Provided*, That the Committee may, in its discretion, after consultation with the

Cost limitation.

Title to facilities.

Committees on Armed Services of both Houses of the Congress, vest title to the facilities completed pursuant to this Section in such educational institutions under such terms and conditions as may be deemed in the best interests of the United States.

SEC. 103. (a) The Committee is hereby authorized to expand the facilities at its existing laboratories by the construction of additional supersonic wind tunnels, including buildings, equipment, and accessory construction, and by the acquisition of land and installation of utilities.

Expansion of facilities.

(b) There is hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this section, but not to exceed \$136,000,000.

Appropriation authorized.
Post, p. 980.

(c) The facilities authorized by this section shall be operated and staffed by the Committee but shall be available primarily to industry for testing experimental models in connection with the development of aircraft and missiles. Such tests shall be scheduled and conducted in accordance with industry's requirements and allocation of laboratory time shall be made in accordance with the public interest, with proper emphasis upon the requirements of each military service and due consideration of civilian needs.

Operation, etc., of facilities.

SEC. 104. The Secretary of the Navy is hereby authorized, in implementation of the unitary plan, to expand the naval facilities at the David W. Taylor Model Basin, Carderock, Maryland, by the construction of a wind tunnel, including buildings, equipment, utilities, and accessory construction, at a cost not to exceed \$6,600,000.

David W. Taylor Model Basin, Carderock, Md.

SEC. 105. The Committee shall submit semi-annual written reports to the Congress covering the selection of institutions and contracts entered into pursuant to section 102 of this title together with other pertinent information relative to the Committee's activities and accomplishments thereunder.

Reports to Congress.

Ante, p. 936.

SEC. 106. This title may be cited as the "Unitary Wind Tunnel Plan Act of 1949".

Citation of title.

TITLE II

SEC. 201. The Secretary of the Air Force is hereby authorized to establish an Air Engineering Development Center, and to construct, install, and equip (1) temporary and permanent public works, including housing accommodations and community facilities for military and civilian personnel, buildings, facilities, appurtenances, and utilities; and (2) wind tunnels in implementation of the unitary plan referred to in title I of this Act; and to maintain and operate the public works and wind tunnels authorized by title II of this Act.

Air Engineering Development Center Act of 1949.
Construction, etc., authorized.

SEC. 202. To accomplish the purposes of this title, the Secretary of the Air Force is authorized to acquire lands and rights pertaining thereto, or other interest therein, including the temporary use thereof, by donation, purchase, exchange of Government-owned lands, or otherwise, and construction under this title may be prosecuted without regard to section 3648, Revised Statutes, as amended.

Acquisition of lands, etc.

SEC. 203. The Secretary of the Air Force is authorized to employ such civilian personnel as may be necessary to carry out the purposes of this title without regard to the limitation on maximum number of employees imposed by section 14 (a) of the Federal Employees Pay Act of 1946 (5 U. S. C. 947 (g)).

31 U. S. C. § 529.

Civilian personnel.

SEC. 204. There is hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, to remain available until expended when so specified in the appropriation act concerned, (a) not to exceed \$100,000,000 for the establishment and for initial construction, installation, and equipment of the Air Engineering Development Center authorized in this title, including expenses for necessary surveys and acquisition of land, and (b) such

60 Stat. 219.

Appropriation authorized.
Post, p. 980.

Citation of title.

sums as may be necessary to carry out the other purposes of this title.
SEC. 205. This title may be cited as the "Air Engineering Development Center Act of 1949".

Approved October 27, 1949.

[CHAPTER 767]

AN ACT

October 27, 1949

[S. 1580]

[Public Law 416]

Concerning common-trust funds and to make uniform the law with reference thereto.

Uniform Common-
Trust Fund Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

38 Stat. 262.
12 U. S. C., Supp.
II, § 248 note.

SECTION 1. ESTABLISHMENT OF COMMON-TRUST FUNDS.—Any bank or trust company qualified to act as fiduciary in the District of Columbia may, subject to such rules and regulations as may be promulgated from time to time by the Board of Governors of the Federal Reserve System under the provisions of section 11 (k) of the Federal Reserve Act, as amended (12 U. S. C. 248 (k)), pertaining to the collective investment of trust funds by national banks, establish common-trust funds for the purpose of furnishing investments to itself as fiduciary, or to itself and others as cofiduciaries; and may, as such fiduciary or cofiduciary, invest funds which it lawfully holds for investment in interests in such common-trust funds, if such investment is not prohibited by the instrument, judgment, decree, or order creating such fiduciary relationship, and if, in the case of cofiduciaries, the bank or trust company procures the written consent of its cofiduciaries to such investment.

61 Stat. 328.
D. C. Code, Supp.
VII, §§ 47-1551 to 47-
1595; 40-201 to 40-204.
Ante, p. 129 *et seq.*

SEC. 2. TAXABILITY OF COMMON-TRUST FUNDS.—(a) A common trust fund, as herein defined, shall not be subject to any tax imposed by the District of Columbia Income and Franchise Tax Act of 1947, as amended, and for the purpose of said Act shall not be deemed to be a corporation.

(b) The net income of a common trust fund shall be computed in the same manner and on the same basis as in the case of an individual. Each participant in a common trust fund shall include, in computing its net income its proportionate share of the net income of such fund, whether or not distributed to it, and the amount so included in the net income of a participant shall be taxable to such participant, or its beneficiaries, in the manner and to the extent provided in title IX of the District of Columbia Income and Franchise Tax Act of 1947, as amended, as if any amount not distributed to the participant during its taxable year actually had been so distributed.

61 Stat. 346.
D. C. Code, Supp.
VII, § 47-1577 to 47-
1577i.
Ante, p. 132.

(c) No gain or loss shall be realized by a common trust fund upon the admission or withdrawal of a participant, or upon the admission or withdrawal of any interest of a participant. The withdrawal of any participating interest by a participant shall be treated as a sale or exchange of such interest by such participant.

(d) Every bank or trust company maintaining a common trust fund shall make a return under oath for the taxable year of such fund.

(e) If the taxable year of a common trust fund is different from that of a participant therein, the proportionate share of the net income of such fund to be included in computing the net income of such participant for its taxable year shall be based upon the net income of such fund for its taxable year ending within the taxable year of such participant.

SEC. 3. COURT ACCOUNTINGS.—Unless ordered by a court of competent jurisdiction the bank or trust company operating such common-trust funds is not required to render a court accounting with regard

to such common-trust funds; but it may, by application to the United States District Court for the District of Columbia, secure approval of such accounting on such conditions as the court may establish.

SEC. 4. UNIFORMITY OF INTERPRETATION.—This Act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of the District of Columbia with the law of those States which enact the Uniform Common-Trust Fund Act.

SEC. 5. SHORT TITLE.—This Act may be cited as the "Uniform Common-Trust Fund Act".

SEC. 6. SEVERABILITY.—If any provision of this Act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

SEC. 7. REPEAL.—All Acts or parts of Acts which are inconsistent with the provisions of this Act are hereby repealed.

SEC. 8. TIME OF TAKING EFFECT.—This Act shall take effect November 1, 1949, and shall apply to fiduciary relationships then in existence or thereafter established.

Approved October 27, 1949.

[CHAPTER 768]

AN ACT

To extend to the Territory of Alaska the benefits of certain Acts of Congress, and for other purposes.

October 27, 1949
[H. R. 212]
[Public Law 417]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there are hereby extended to the Territory of Alaska the provisions of section 21 and section 23 of title II of the Act entitled "An Act to provide for research into basic laws and principles relating to agriculture and to provide for the further development of cooperative agricultural extension work and the more complete endowment and support of land-grant colleges", approved June 29, 1935, as amended, and known as the Bankhead-Jones Act, and the Act entitled "An Act to provide for the further development of agricultural extension work between the agricultural colleges in the several States receiving the benefits of the Act entitled 'An Act donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and the mechanic arts', approved July 2, 1862, and all Acts supplementary thereto, and the United States Department of Agriculture", approved May 22, 1928, and known as the Capper-Ketcham Act.

SEC. 2. There is hereby authorized to be appropriated annually for carrying out the purposes of this Act an amount computed on the same basis as appropriations to States are computed: *Provided*, That no appropriations shall be made under this Act until annually estimated as to funds and amounts by the Secretary of Agriculture, the estimates to be based upon his determination of the ability of the Territory of Alaska to make effective use of the funds: *And provided further*, That whereas the Capper-Ketcham Act approved May 22, 1928, provides that "at least 80 per centum of all appropriations under this Act shall be utilized for the payment of salaries of extension agents in counties of the several States to further develop the cooperative extension system in agriculture and home economics with men, women, boys, and girls", the several established judicial divisions of the Territory of Alaska, as the same shall exist from time to time, shall be considered as counties for the purpose of complying with

Alaska.
Cooperative agricultural extension work.

49 Stat. 438; 59 Stat. 231.
7 U. S. C. §§ 343c, 343d-1.

12 Stat. 503.
7 U. S. C. §§ 301-308; Supp. II, § 301 note.

45 Stat. 711.
7 U. S. C. §§ 343a, 343b.

Appropriation authorized.

Restriction.

Judicial divisions considered counties.

45 Stat. 711.
7 U. S. C. §§ 343a, 343b.

the provisions of this Act until a subdivision of the Territory of Alaska into counties is effected.

Repeals.

49 Stat. 1553, 1554.
7 U. S. C. §§ 343e,
369a.

SEC. 3. That portion of section 1 of the Act of June 20, 1936 (49 Stat. 1553), which extends the provisions of the Capper-Ketcham Act to the Territory of Alaska, and section 3 of said Act of June 20, 1936, are repealed.

Approved October 27, 1949.

[CHAPTER 769]

AN ACT

October 27, 1949
[H. R. 4586]
[Public Law 418]

To authorize the government of the Virgin Islands or any municipality thereof to issue bonds and other obligations.

Virgin Islands.
Issuance of bonds.

Limitation on in-
debtedness.

Maturity.

Interest.

Tax exemption.

Taxes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That to construct, improve, extend, better, repair, reconstruct, acquire, and operate any and all types of public works which shall include, but not be limited to, streets, bridges, wharves, and harbor facilities, sewers and sewage-disposal plants, municipal buildings, schools, libraries, gymnasias and athletic fields, fire houses, electric distribution systems or other work pertaining to electric systems, and other public utilities, including those owned or operated by the Saint Thomas Power Authority, or to clear slums, accomplish urban redevelopment or provide low-rent housing, negotiable general obligation bonds and other obligations may be issued by the government of the Virgin Islands or any municipality thereof: *Provided*, That no public indebtedness of any municipality thereof shall be incurred in excess of 10 per centum of the aggregate assessed valuation of the taxable real property in such municipality and that no public indebtedness of the government of the Virgin Islands shall be incurred in excess of 10 per centum of the aggregate assessed valuation of the taxable real property in the islands. Bonds issued pursuant to this Act shall bear such date or dates, may be in such denominations, may mature in such amounts and at such time or times, not exceeding thirty years from the date thereof, may be payable at such place or places, may be sold at either public or private sale, may be redeemable (either with or without premium) or nonredeemable, may carry such registration privileges as to either principal and interest, or principal only, and may be executed by such officers and in such manner, as shall be prescribed by the government of the Virgin Islands or of the municipality issuing the bonds. In case any of the officers whose signatures appear on the bonds or coupons shall cease to be such officers before delivery of such bonds, such signature, whether manual or facsimile, shall, nevertheless, be valid and sufficient for all purposes, the same as if such officers had remained in office until such delivery. The bonds so issued shall bear interest at a rate not to exceed 4 per centum per annum, payable semiannually. All such bonds shall be sold for not less than the principal amount thereof plus accrued interest. All bonds issued by the government of the Virgin Islands or any municipality thereof, including specifically interest thereon, shall be exempt from taxation by the Government of the United States, or by the government of the Virgin Islands or any political subdivision thereof, or by any State, Territory, or possession or by any political subdivision of any State, Territory, or possession, or by the District of Columbia: *Provided further*, That the government of the Virgin Islands and any municipality thereof shall be obliged to levy and collect sufficient taxes for servicing any of the outstanding bonds, even if such taxation is required at a rate in excess of or in addition to the tax or

tax rate of 1.25 per centum of the assessed value which is provided for in section 3 of the Act of May 26, 1936 (49 Stat. 1372).

SEC. 2. The proceeds of the bond issues or other obligations herein authorized shall be expended only for the public improvements set forth in section 1 of this Act, or for the reduction of the debt created by such bond issue or obligation, unless otherwise authorized by the Congress.

SEC. 3. Bonds or other obligations issued pursuant to this Act shall not be a debt of the United States, nor shall the United States be liable thereon.

Approved October 27, 1949.

[CHAPTER 770]

AN ACT

To approve contracts negotiated with the Belle Fourche Irrigation District, the Deaver Irrigation District, the Westland Irrigation District, the Stanfield Irrigation District, the Vale Oregon Irrigation District, and the Prosser Irrigation District, to authorize their execution, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the contracts referred to in sections 2 to 6, inclusive, of this Act, which have been negotiated by the Secretary of the Interior (hereinafter referred to as the "Secretary") pursuant to subsection (a) of section 7 of the Reclamation Project Act of 1939 (53 Stat. 1187), are hereby approved and the Secretary is hereby authorized to execute them on behalf of the United States.

BELLE FOURCHE PROJECT, SOUTH DAKOTA

SEC. 2. The contract with the Belle Fourche Irrigation District which was approved by the electors of said district on May 3, 1949.

(a) The 1947 reclassification of the lands of the Belle Fourche Irrigation District, made in accordance with the provisions of section 8 of the Reclamation Project Act of 1939, and approved by the board of directors of said district on December 27, 1948, is approved.

(b) Contingent upon execution of said contract all payments upon construction charges shall be suspended against three thousand four hundred twenty and seven-tenths acres of land classified under the Act of May 25, 1926 (44 Stat. 636), as in part productive and in part unproductive and found to be temporarily unproductive under the reclassification of lands, approved in section 2 of this Act until the Secretary shall declare them to be possessed of sufficient productive power to be placed in a paying class, whereupon payment of construction charges against such areas shall be resumed. The reclassification of such areas shall be completed by the Secretary within five years of the effective date of said contract. While said lands so classified as temporarily unproductive and the construction charges against them are suspended, water for irrigation purposes may be furnished upon payment of the usual operation and maintenance charges, or such other charges as may be fixed by the Secretary, the advance payment of which may be required in the discretion of the Secretary. Should said lands temporarily classed as unproductive, or any of them, be found by the Secretary to be permanently unproductive, there shall be deducted from the construction charge obligation of said Belle Fourche Irrigation District on account of them an amount obtained by multiplying the total acreage declared by the Secretary to be permanently unproductive by the sum of \$43.90 per acre for construction charge plus \$10.17 per acre for drainage costs.

48 U. S. C. § 1401b.
Proceeds.

Nonliability of U. S.

October 27, 1949
[H. R. 5184]
[Public Law 419]

Irrigation districts.
Approval of contracts.

53 Stat. 1192.
43 U. S. C. § 485f (a).

53 Stat. 1192.
43 U. S. C. § 485g.

Suspension of construction charges.

43 U. S. C. §§ 610,
423-423g.

Reclassification of lands.

Water for irrigation purposes.

Deductions from construction charge obligations.

Permanent loss

(c) The amounts deducted from the construction charge obligation of the Belle Fourche Irrigation District as adjusted in said contract and as provided in subsection (b) of this section shall be charged off as a permanent loss to the reclamation fund, but no adjustment shall be made by the United States by reason thereof with any individual landowner either by refund, credit, exchange of land, or otherwise.

SHOSHONE PROJECT, WYOMING

SEC. 3. The contract with the Deaver Irrigation District which was approved by the electors of said district on April 9, 1949.

Suspension of construction charge obligations.

(a) The reclassification of lands, with the consequent modification of the Deaver Irrigation District's construction charge obligation, which is provided in said contract, is hereby approved. The construction charge obligation on account of lands found to be temporarily unproductive under such reclassification shall be suspended until the Secretary places such lands in a pay or permanently unproductive status in accordance with said contract. No landowner owning lands within the district which, under such reclassification, have been found to be temporarily or permanently unproductive or which are hereafter placed in a permanently unproductive status in accordance with said contract, shall be thereby entitled to a credit or refund by the United States for construction charges heretofore paid on account of such lands or to an exchange of such lands for other public lands.

Restriction.

Reclassification of additional lands.

(b) The Secretary is authorized to further reclassify not to exceed an additional one hundred acres of land in the Frannie Division of the Shoshone project and to modify the Deaver Irrigation District's construction charge obligation in accordance with said contract and pursuant to the conditions herein provided if, upon such reclassification, he determines that the pay status of any such reclassified lands should be changed.

Net revenues.

45 Stat. 1592.

(c) The proviso affecting the application of net revenues of the Shoshone power plant, as contained in the Act of March 4, 1929 (45 Stat. 1562), and the Act of April 9, 1938 (52 Stat. 210), are hereby modified to the extent necessary to permit not to exceed \$213,000 of the net revenues of the Shoshone power plant to be applied on payments to be made under article 9 (a) of said contract.

Rehabilitation of irrigation works.

(d) The rehabilitation of the irrigation works serving the Deaver Irrigation District contemplated under said contract may be performed by contract, by force account, or, notwithstanding any other law and subject only to such reasonable terms and conditions as the Secretary shall deem appropriate for the protection of the United States, by contract entered into with the Deaver Irrigation District whereby said district shall perform such work.

UMATILLA PROJECT, OREGON

SEC. 4. The contract with the Westland Irrigation District which was approved by the electors of said district on May 14, 1949, and the contract with the Stanfield Irrigation District which was approved by the electors of said district on May 21, 1949.

Deposit of payments.

(a) All payments made by the said districts and other parties under contracts for the delivery of water from McKay Dam and Reservoir shall be deposited in a special deposit account with the appropriate regional disbursing officer of the Treasury Department and such payments shall be available for expenditure (i) to meet operation and maintenance costs for the McKay Dam and Reservoir for the year for which paid, and (ii) for the accumulation in said special deposit account of an operation and maintenance reserve, sufficient in the Secretary's judgment to assure proper operation and maintenance of

McKay Dam and Reservoir. Following the close of each calendar year, moneys in said special deposit account, in excess of the requirements of (i) and (ii) as determined by the Secretary, shall be transferred to the reclamation fund.

Transfer of funds.

VALE PROJECT, OREGON

SEC. 5. The contract dated April 11, 1949, with the Vale Oregon Irrigation District.

(a) All beginning with the first "*Provided*" under the subheading "Vale Project, Oregon", under the heading "Bureau of Reclamation", of the Act of March 3, 1925 (43 Stat. 1141, 1168), is hereby repealed, and the word "Vale" is hereby stricken out from the first sentence of the third paragraph under the heading "Bureau of Reclamation" of the Act of May 10, 1926 (44 Stat. 453, 479).

Repeal.

YAKIMA PROJECT, WASHINGTON

SEC. 6. The contract with the Prosser Irrigation District which was approved by the electors of said district on May 28, 1949.

SEC. 7. In the event expenditures are made by the United States for rehabilitation and betterment work as contemplated by the terms of the contracts approved by sections 2, 3, and 5 of this Act, payments made to the United States in reduction of the respective construction charge obligations thereunder shall be applied annually against such expenditures until an amount equal thereto shall have been returned to the United States.

Return of expenditures made by U. S.

Ante, p. 942.

SEC. 8. This Act is declared to be a part of the Federal reclamation laws as these are defined in the Reclamation Project Act of 1939 (53 Stat. 1187).

43 U. S. C. § 485k; Supp. II, § 485a note.

Approved October 27, 1949.

[CHAPTER 771]

AN ACT

To authorize certain construction at military and naval installations, and for other purposes.

October 27, 1949
[H. R. 6303]
[Public Law 420]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Construction at military and naval installations.

TITLE I

SEC. 101. The Secretary of the Army, under the direction of the Secretary of Defense, is hereby authorized to establish or develop military installations and facilities by the construction, installation, or equipment of temporary or permanent public works, including buildings, facilities, appurtenances, and utilities, as follows:

Army.

OUTSIDE CONTINENTAL UNITED STATES

Alaska: Survey Valdez pipe line, \$315,000.

Eielson Air Force Base, Alaska: Petroleum terminal storage, \$2,000,000.

Fort Richardson, Alaska: Ordnance shops, water intake, petroleum terminal storage and dock, design of four-hundred-bed station hospital, water supply, warehouses, heat and power plant, water treatment, enlisted men's service club, outside utilities, bachelor officers' quarters, barracks, family housing and utilities, \$34,253,655.

Whittier, Alaska: Outside utilities, central heat and power plant, composite bachelor housing, service and recreation building, \$9,514,700.

Okinawa: General depot facilities, road net, water-supply system, family quarters, barracks, mess halls, bachelor officer quarters, shop buildings, equipment sheds, warehouses, administration buildings, refrigeration plants, harbor facilities, communications facilities, fuel storage facilities, medical facilities, training and recreation facilities, operations facilities, site development and utilities, \$22,256,000.

Naha, Okinawa: Sewers, including sewers at Machinato, ship basin, \$1,139,000.

Sukiran, Okinawa: Signal and telephone system, utilities, roads, site preparation, family quarters, and utilities, \$11,305,000.

TITLE II

Navy.

The Secretary of the Navy, under the direction of the Secretary of Defense, is hereby authorized to establish or develop naval installations and facilities by the construction, installation, or equipment of temporary or permanent public works, including buildings, facilities, appurtenances, and utilities, as follows:

OUTSIDE CONTINENTAL UNITED STATES

Adak, Alaska: Permanent communication facility, including buildings, collateral equipment, and accessory construction, magazine buildings and accessory construction, permanent facilities including buildings, collateral equipment and accessory construction of communication supplemental activity, family quarters and utilities, \$22,616,000.

Naval operating base, Kodiak, Alaska: Extension of runway, family quarters and utilities, \$2,548,000.

Various locations: Aviation gasoline station, \$250,000.

TITLE III

Air force.

The Secretary of the Air Force, under the direction of the Secretary of Defense, is hereby authorized to establish or develop installations and facilities by the construction, installation, or equipment of temporary or permanent public works, including buildings, facilities, appurtenances, and utilities, as follows:

OUTSIDE CONTINENTAL UNITED STATES

Alaska: Warm-up shelters for aircraft, \$300,000.

Eielson Air Force Base, Alaska: Theater, maintenance docks, utilities, utilidor and tie-in to new power plant, refrigeration building, power and steam plant, telephone exchange, truck fill stands, barracks, bachelor officers' quarters, family quarters and utilities, \$19,292,880.

Elmendorf Air Force Base, Fort Richardson, Alaska: Telephone system, outside utilities, warm storage for vehicles, \$2,472,854.

Kadena Air Force Base, Kadena, Okinawa: Sewage system, \$2,825,000.

Okinawa: Various locations: Family quarters, barracks, mess halls, bachelor quarters, shop buildings, equipment sheds, warehouses, administration buildings, refrigeration plants, communications facilities, fuel storage facilities, medical facilities, religious and recreation facilities, operations facilities, site development and utilities, \$28,518,208.

Various locations: Weather broadcast point-to-point communication facilities, \$393,887; ground control approach facilities, \$289,174; air to ground radio station, \$519,145; multichannel single side band station, \$1,247,061; radar set facilities, \$174,566; low cost family housing units, \$3,200,000.

TITLE IV

GENERAL PROVISIONS

SEC. 401. To accomplish the above-authorized construction the Secretary of the Army, the Secretary of the Navy, and the Secretary of the Air Force, under the direction of the Secretary of Defense, are authorized to acquire lands and rights pertaining thereto, or other interests therein, including the temporary use thereof, by donation, purchase, exchange of Government-owned lands, or otherwise, without regard to section 3648, Revised Statutes, as amended.

SEC. 402. There is hereby authorized to be appropriated, out of any money in the Treasury of the United States not otherwise appropriated, such sums of money as may be necessary for the purposes of this Act.

SEC. 403. The approximate cost of each project enumerated and authorized by titles I, II, and III of this Act may, in the discretion of the Secretary concerned, be varied upward 5 per centum.

SEC. 404. No family quarters shall be constructed under the authority of this Act which are in excess of a net floor area of one thousand and eighty square feet per unit.

SEC. 405. Appropriations made to carry out the purposes of this Act shall be available for expenses incident to construction, including administration, overhead planning and surveys, and shall be available until expended when specifically provided in the appropriation Act.

SEC. 406. Any projects authorized herein may be prosecuted under direct appropriations, or authority to enter into contracts in lieu of such appropriations.

Approved October 27, 1949.

Acquisition of land.

31 U. S. C. § 529.

Appropriation authorized.
Post, pp. 979, 980.

Approximate cost.

Ante, pp. 943, 944.

Family quarters.

Availability of appropriations.

[CHAPTER 772]

AN ACT

To give effect to the International Wheat Agreement signed by the United States and other countries relating to the stabilization of supplies and prices in the international wheat market.

October 27, 1949
[H. R. 6305]
[Public Law 421]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act shall be known as the "International Wheat Agreement Act of 1949".

SEC. 2. The President is hereby authorized, acting through the Commodity Credit Corporation, to make available or cause to be made available, notwithstanding the provisions of any other law, such quantities of wheat and wheat-flour and at such prices as are necessary to exercise the rights, obtain the benefits, and fulfill the obligations of the United States under the International Wheat Agreement of 1949 signed by Australia, Canada, France, the United States, and Uruguay, and certain wheat importing countries (hereinafter called "International Wheat Agreement"). Nothing herein shall be construed to preclude the Secretary of Agriculture, in carrying out programs to encourage the exportation of agricultural commodities and products thereof pursuant to section 32 of Public Law 320, Seventy-fourth Congress, as amended, from utilizing funds available for such programs in such manner as, either separately or jointly with the Commodity Credit Corporation, to exercise the rights, obtain the benefits, and fulfill all or any part of the obligations of the United States under the International Wheat Agreement or to preclude the Commodity Credit Corporation in otherwise carrying out wheat and wheat-flour export programs as authorized by law. Nothing contained herein shall limit the duty of the Commodity Credit Corporation to the

International Wheat Agreement Act of 1949.
Wheat and wheat-flour.

Export programs.

49 Stat. 774.
7 U. S. C. § 612c;
Supp. II, § 612c.
Post, p. 1057.

62 Stat. 147.
22 U. S. C., Supp.
II, § 1510 (e).
15 U. S. C. § 713a-9.

Reimbursement to
ECA.

Appropriation au-
thorized.

Rules and regula-
tions.

Report to President.

Failure to make re-
port.

Forfeiture to U. S.

maximum extent practicable consistent with the fulfillment of the Corporation's purposes and the effective and efficient conduct of its business to utilize the usual and customary channels, facilities, and arrangements of trade and commerce in making available or causing to be made available wheat and wheat-flour hereunder. The pricing provisions of section 112 (e) of the Economic Cooperation Act of 1948 and section 4 of the Act of July 16, 1943 (57 Stat. 566), shall not be applicable to domestic wheat and wheat-flour supplied to countries which are parties to the International Wheat Agreement and credited to their guaranteed purchases thereunder on and after August 1, 1949, and up to and including June 30, 1950. Where prices in excess of the International Wheat Agreement prices have been paid for such wheat and wheat-flour financed by the Economic Cooperation Administration on or after August 1, 1949, and up to and including June 30, 1950, the Secretary of Agriculture or Commodity Credit Corporation is authorized to reimburse the Economic Cooperation Administration for such excess amounts. Funds realized from such reimbursement shall revert to the respective appropriation or appropriations from which funds were expended for the procurement of such wheat and wheat-flour. There are hereby authorized to be appropriated such sums as may be necessary to make payments to the Commodity Credit Corporation of its estimated or actual net costs of carrying out its functions hereunder. The Commodity Credit Corporation is hereby authorized in carrying out its functions hereunder to utilize, in advance of such appropriations or payments, any assets available to it.

SEC. 3. (a) The President is hereby further authorized to take such other action, including prohibiting or restricting the importation or exportation of wheat or wheat-flour and to issue such rules or regulations which shall have the force and effect of law, as may be necessary in his judgment in the implementation of the International Wheat Agreement.

(b) All persons exporting or importing wheat or wheat-flour or selling wheat or wheat-flour for export shall report to the President such information as he may from time to time require and keep such records as he finds to be necessary to enable him to carry out the purposes of this Act. Such information shall be reported and such records shall be kept in accordance with such regulations as the President may prescribe. For the purposes of ascertaining the correctness of any report made or record kept, or of obtaining information required to be furnished in any report, but not so furnished, the President is hereby authorized to examine such books, papers, records, accounts, correspondence, contracts, documents, and memoranda as are relevant to transactions under the International Wheat Agreement and are within the control of any such person.

(c) Any person failing to make any report or keep any record as required by or pursuant to this section 3, or making any false report or record or knowingly violating any rule or regulation of the President issued pursuant to this section 3 shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than \$1,000 for each violation.

(d) Any person who knowingly and willfully exports wheat or wheat-flour from the United States, or who knowingly and willfully imports wheat or wheat-flour into the United States for consumption therein, in excess of the quantity of wheat or wheat-flour permitted to be exported or imported, as the case may be, under regulations issued by the President shall forfeit to the United States a sum equal to two times the market value at the time of the commission of any such act, of the quantity of wheat or wheat-flour by which any such exportation or importation exceeds the authorized amount which forfeiture shall be recoverable in a civil suit brought in the name of the United States.

(e) The district courts of the United States and the District Court of the United States for the District of Columbia shall have jurisdiction of violations of this Act or the rules and regulations thereunder, and of all suits in equity and actions at law brought to enforce any liability or duty created by this Act or the rules and regulations thereunder. Any criminal proceeding may be brought in the district wherein any act or transaction constituting the violation occurred. Any suit or action to enforce any liability or duty created by this Act or rules and regulations thereunder, or to enjoin any violation of such Act or rules and regulations, may be brought in any such district wherein the defendant is found or is a resident or transacts business. The remedies, fines, and forfeitures provided for in this Act shall be in addition to, and not exclusive of, any of the remedies, fines, and forfeitures under existing law.

Jurisdiction of courts.

(f) Any power, authority, or discretion conferred on the President by this Act may be exercised through such department, agency, or officer of the Government as the President may direct, and shall be exercised in conformity with such rules or regulations as he may prescribe.

Delegation of power, etc.

(g) There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this section, including the necessary expenses and contributions of the United States in connection with the administration of the International Wheat Agreement.

Appropriation authorized.

(h) Funds appropriated under authority of this Act may be used for the purchase or hire of passenger motor vehicles, for printing and binding, for rent and personal services in the District of Columbia and elsewhere without regard to the limitation contained in section 607 (g) of the Federal Employees Pay Act of 1945, as amended, and for the employment of experts or consultants or organization thereof, on a temporary basis, by contract or otherwise, without regard to the Classification Act, at rates not in excess of \$50 per diem.

Use of funds.

(i) The functions exercised under authority of this Act shall be excluded from the operation of the Administrative Procedure Act (60 Stat. 237) except as to the requirements of sections 3 and 10 thereof.

60 Stat. 219.
5 U. S. C. § 947 (g).

(j) The term "person" as used in this section shall include the singular and the plural and any individual, partnership, corporation, association, or any other organized group of persons.

60 Stat. 238, 243.
5 U. S. C. §§ 1001-1011, 1002, 1009; Supp. II, § 1001.
"Person."

Approved October 27, 1949.

[CHAPTER 775]

AN ACT

To amend the Independent Offices Appropriation Act for the fiscal year 1950.

October 28, 1949
[S. 2668]
[Public Law 422]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sentence in title I, Public Law 266, Eighty-first Congress, pertaining to appropriations for the use of the Atomic Energy Commission is hereby amended by striking out the period at the end thereof, inserting a colon, and adding the following new clause: "*Provided further,* That the two foregoing provisos shall have no application with respect to technical and production facilities (1) if the Commission certifies to the Director of the Bureau of the Budget that immediate construction or immediate continuation of construction is necessary to the national defense and security, and (2) if the Director agrees that such certification is justified."

Independent Offices
Appropriation Act,
1950, amendment.
Ante, p. 633.

Approved October 28, 1949.

[CHAPTER 776]

AN ACT

October 28, 1949
[H. R. 2960]
[Public Law 423]

To amend the Rural Electrification Act to provide for rural telephones, and for other purposes.

Rural Electrifica-
tion Act of 1936,
amendments.
Telephones.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it is hereby declared to be the policy of the Congress that adequate telephone service be made generally available in rural areas through the improvement and expansion of existing telephone facilities and the construction and operation of such additional facilities as are required to assure the availability of adequate telephone service to the widest practicable number of rural users of such service. In order to effectuate this policy, the Rural Electrification Act of 1936 is amended as hereinafter provided.

49 Stat. 1363.
7 U. S. C. §§ 901-
914; Supp. II, §§ 903,
904.

SEC. 2. The Rural Electrification Act of 1936 is amended by inserting at the beginning thereof the caption: "TITLE I".

49 Stat. 1363.
7 U. S. C. § 902.

SEC. 3. Section 2 of the Rural Electrification Act of 1936 is amended by inserting after the word "service" the words "and for the purpose of furnishing and improving telephone service in rural areas"; and by inserting after the words "electrification of" the words "and the furnishing of adequate telephone service in".

49 Stat. 1364.
7 U. S. C., Supp. II,
§ 903 (a).

SEC. 4. (a) Subsection (a) of section 3 of the Rural Electrification Act of 1936 is amended by inserting after the words "or systems" the words "and for the purpose of financing the improvement, expansion, construction, acquisition, and operation of facilities to render telephone service".

49 Stat. 1364.
7 U. S. C. § 903 (c).

(b) Subsection (c) of section 3 of the Rural Electrification Act of 1936 is amended by striking out the words "for the purposes of this Act" and by inserting in lieu thereof the words "for loans for rural electrification pursuant to sections 4 and 5 of this title".

49 Stat. 1364.
7 U. S. C. § 903 (d).

(c) Subsection (d) of section 3 of the Rural Electrification Act of 1936 is amended by inserting after the words "available for" the words "rural electrification".

49 Stat. 1364.
7 U. S. C. § 903 (e).

(d) Subsection (e) of section 3 of the Rural Electrification Act of 1936 is amended by inserting after the word "sums" in the proviso the words "for rural electrification loans".

49 Stat. 1365.
7 U. S. C., Supp. II,
§ 904.

(e) Section 4 of the Rural Electrification Act of 1936 is amended by inserting after the words "to make loans" the words "for rural electrification".

49 Stat. 1365, 1366.
7 U. S. C. §§ 907,
912.

(f) Sections 7 and 12 of the Rural Electrification Act of 1936 are amended by inserting after the words "section 4" wherever they appear therein the words "or section 201".

49 Stat. 1363.
7 U. S. C. §§ 901-
914; Supp. II, §§ 903,
904.

SEC. 5. The Rural Electrification Act of 1936 is further amended by adding the following new title:

"TITLE II

Loans.

49 Stat. 1364.
7 U. S. C. § 903;
Supp. II, § 903.
Supra.

"SEC. 201. From such sums as are from time to time made available by the Congress to the Administrator for such purpose, pursuant to section 3 of the Rural Electrification Act of 1936, as amended, the Administrator is authorized and empowered to make loans to persons now providing or who may hereafter provide telephone service in rural areas and to cooperative, nonprofit, limited dividend, or mutual associations. Except as otherwise provided by this title, such loans shall be made under the same terms and conditions as are provided in section 4 of said Act, for the purpose of financing the improvement, expansion, construction, acquisition, and operation of telephone lines, facilities, or systems to furnish and improve telephone service in rural

49 Stat. 1365.
7 U. S. C., Supp.
II, § 904.
Supra.

areas: *Provided, however,* That the Administrator, in making such loans, shall give preference to persons providing telephone service in rural areas, and to cooperative, nonprofit, limited dividend, or mutual associations: *And provided further,* That for a period of one year from and after the effective date of this title applications for loans received by the Administrator from persons who on the effective date of this title are engaged in the operation of existing telephone service in rural areas shall be considered and acted upon before action is taken upon any application received from any other person for any loan to finance the furnishing or improvement of telephone service to substantially the same subscribers. The Administrator in making such loans shall, insofar as possible, obtain assurance that the telephone service to be furnished or improved thereby will be made available to the widest practical number of rural users. When it is determined by the Administrator to be necessary in order to furnish or improve telephone service in rural areas, such loans may be made for the improvement, expansion, construction, acquisition, and operation of telephone lines, facilities, or systems without regard to their geographical location. The Administrator is further authorized and empowered to make loans for the purpose of refinancing outstanding indebtedness of persons furnishing telephone service in rural areas: *Provided,* That such refinancing shall be determined by the Administrator to be necessary in order to furnish and improve telephone service in rural areas: *And provided further,* That such refinancing shall constitute not more than 40 per centum of any loan made under this title. Loans under this section shall not be made unless the Administrator finds and certifies that in his judgment the security therefor is reasonably adequate and such loan will be repaid within the time agreed, nor shall such loan be made in any State which now has or may hereafter have a State regulatory body having authority to regulate telephone service and to require certificates of convenience and necessity to the applicant unless such certificate from such agency is first obtained. In a State in which there is no such agency or regulatory body legally authorized to issue such certificates to the applicant, no loan shall be made under this section unless the Administrator shall determine (and set forth his reasons therefor in writing) that no duplication of lines, facilities, or systems, providing reasonably adequate services will result therefrom.

"SEC. 202. Nothing contained in this Act shall be construed to deprive any State commission, board, or other agency of jurisdiction, under any State law, now or hereafter effective, to regulate telephone service which is not subject to regulation by the Federal Communications Commission, under the Communications Act of 1934, including the rates for such service.

"SEC. 203. (a) As used in this title, the term 'telephone service' shall be deemed to mean any communication service whereby voice communication through the use of electricity between the transmitting and receiving apparatus, is the principal intended use thereof, and shall include all telephone lines, facilities, or systems used in the rendition of such service; but shall not be deemed to mean telegraph services or facilities, or radio broadcasting services or facilities within the meaning of section 3 (o) of the Communications Act of 1934, as amended.

"(b) As used in this title, the term 'rural area' shall be deemed to mean any area of the United States not included within the boundaries of any incorporated or unincorporated city, village, or borough having a population in excess of one thousand five hundred inhabitants."

Approved October 28, 1949.

Preference.

Applications for loans.

Refinancing indebtedness.

Adequate security.

Restriction.

48 Stat. 1064.
47 U. S. C. § 151 *et seq.*; Supp. II § 151 *et seq.*
Ante, p. 108.
"Telephone service."

48 Stat. 1066.
47 U. S. C. § 153 (o).

"Rural area."

[CHAPTER 777]

AN ACT

October 28, 1949

[S. 2382]

[Public Law 424]

Army Quarter-
master Corps.
Research labor-
atory.

To authorize the construction of a research laboratory for the Quartermaster Corps, United States Army, at a location to be selected by the Secretary of Defense.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated not to exceed \$11,000,000 for the acquisition of land and for the construction thereon of a research laboratory for the Quartermaster Corps, United States Army, at a location to be selected by the Secretary of Defense, and for such utilities and appurtenances thereto as, in the judgment of the Secretary of the Army, may be necessary in connection therewith. The site shall be chosen on the basis of recommendations of an impartial ad hoc committee of experts to be appointed by the Research and Development Board.

Approved October 28, 1949.

[CHAPTER 778]

AN ACT

October 28, 1949

[H. R. 3826]

[Public Law 425]

Civil Service Act,
amendment.

Apportionment of
appointments.

Application for ex-
amination.

Repeal.

5 U. S. C. § 643.

To amend the Act of January 16, 1883, an Act to regulate and improve the civil service of the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the third paragraph of the second clause of section 2 of the Act of January 16, 1883, an Act to regulate and improve the civil service of the United States (22 Stat. 403; 5 U. S. C. 633), is hereby amended to read as follows:

"Third, appointments to the public service aforesaid in the departments at Washington shall be apportioned among the several States and Territories and the District of Columbia upon the basis of population as ascertained at the last preceding census. Hereafter every application for examination before the Civil Service Commission for appointment in the departmental service in the District of Columbia shall be accompanied by a certificate of an officer, with his official seal attached, of the county and State of which the applicant claims to be a citizen, that such applicant was, at the time of making such application, a legal or voting resident of said State, and had been such resident for a period of not less than one year next preceding, or a statement under oath setting forth his or her legal voting residence for one year next preceding the time of making such application, and such statement shall be accompanied by letters from three reputable citizens of the State in which residence is claimed, corroborating such statement, but this provision shall not apply to persons who may be in the service with civil-service status and seek promotion or appointment in other branches of the Government.

SEC. 2. The proviso of the second paragraph under the caption "Civil Service Commission" in the Act entitled "An Act making appropriations for the legislative, executive, and judicial expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-one, and for other purposes", approved July 11, 1890 (26 Stat. 235), and the Act of May 15, 1937 (50 Stat. 168), are hereby repealed.

Approved October 28, 1949.

[CHAPTER 779]

JOINT RESOLUTION

To amend the Act of June 30, 1949, which increased the compensation of certain employees of the District of Columbia, so as to clarify the provisions relating to retired policemen and firemen.

October 28, 1949
[H. J. Res. 302]
[Public Law 426]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 5 of the Act entitled "An Act to increase the compensation of certain employees of the municipal government of the District of Columbia, and for other purposes", approved June 30, 1949, is hereby amended to read as follows: "No additional compensation shall be payable by reason of the enactment of this Act for any period prior to June 30, 1949, in the case of any person who was not an employee in or under the municipal government of the District of Columbia on June 30, 1949, except that (1) such additional compensation shall be paid to a retired employee for services rendered between the first day of the first pay period which began after June 30, 1948, and the date of his retirement, and (2) a retired officer or member of the Metropolitan Police, the United States Park Police, the White House Police, or the Fire Department of the District of Columbia who is entitled to retirement compensation from the policemen and firemen's relief fund shall be entitled, without application therefor, as of July 1, 1948, or the day on which he became entitled to such compensation, whichever is later, to the pension benefit resulting from the increase in pay made by the first section."

D. C. policemen and firemen.

Ante, p. 377.
Restriction.

Ante, p. 376.

Approved October 28, 1949.

[CHAPTER 780]

JOINT RESOLUTION

Relating to the sale of certain shipyard facilities at Orange, Texas.

October 28, 1949
[H. J. Res. 373]
[Public Law 427]

Whereas the General Services Administration now holds for disposition certain shipyard facilities at Orange, Texas, declared surplus by the Navy Department; which facilities were constructed during the war on land belonging to the Consolidated Steel Corporation at a total cost of \$8,235,000; which facilities were operated during the war by Consolidated Steel Corporation in the construction of naval vessels; which facilities were closed down at the end of the war and have since remained idle; and

Whereas Consolidated Western Steel Corporation, successor to the Consolidated Steel Corporation, is now the owner of the lands upon which said facilities are located and has the right, under the contract with the Government under which said facilities were constructed, to require their removal upon sixty days' notice; and

Whereas it is vital to the national defense that the facilities be maintained and to the extent practicable operated and kept in good condition; and

Whereas Consolidated Western Steel Corporation in a written offer dated May 18, 1949, submitted to War Assets Administration its offer to purchase the Government-owned facilities for a cash price of \$1,001,000; and

Whereas the Munitions Board in connection with said proposed sale has imposed a "national security clause" on the facility, under the terms of which the facility will be maintained for the purposes of national defense by the proposed purchaser for a period of five years without cost to the Government; and

Whereas if the proposed sale is not consummated the facility will have to be scrapped at a possible loss to the Government in excess of \$500,000 and in addition will destroy the facility so vitally needed for national defense; and

Whereas the proposed sale will result in the employment in excess of one thousand workers in the operation thereof by the proposed purchaser; and

Whereas the War Assets Administration has strongly recommended a consummation of such sale to the Consolidated Western Steel Corporation; and

Ante, p. 391.

Whereas under the provision of section 207 of the Federal Property and Administrative Services Act of 1949, the Attorney General is required to give an opinion as to whether or not, so far as he can determine, the disposition of property would tend to create a situation in violation of the antitrust laws; and

Whereas said provision may have the effect of preventing the consummation of said proposed sale; and

Whereas it is in the public interest and in the interest of the national security and the national economy that said sale be consummated; and

Whereas every effort has already been made to dispose of the facilities in place without success, and it will therefore be necessary to certify such facilities as undisposable in place pursuant to Public Law Numbered 883, Eightieth Congress, unless the proposed sale is consummated: Now, therefore, be it

62 Stat. 1225.
50 U. S. C., Supp.
II, §§ 451-462.

Orange, Tex.
Sale of shipyard
facilities.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, the Administrator of General Services is hereby authorized and directed to consummate, on behalf of the United States, the sale of said facilities to the Consolidated Western Steel Corporation in accordance with its offer of May 18, 1949, and in accordance with the national security clause imposed with respect to said facilities by the Munitions Board.

Approved October 28, 1949.

[CHAPTER 781]

AN ACT

October 28, 1949

[H. R. 4495]

[Public Law 428]

To provide additional compensation and other benefits for postmasters, officers, and employees in the postal field service.

Postal officers and
employees.
Additional grades
and compensation.

59 Stat. 435.
39 U. S. C. §§ 56,
851-876; Supp. II,
§ 853 *et seq.*
Ante, pp. 622, 690,
902; *post*, p. 984.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) in the case of employees (except employees paid on an hourly basis) for whom additional grades for faithful and meritorious service are not provided in the Act of July 6, 1945, as amended (Public Law 134, Seventy-ninth Congress), there are hereby established three additional grades. Each such employee promoted to each such additional grade shall receive an increase in compensation of \$100 per annum. Each such employee shall be promoted (1) to the first such additional grade after three years of faithful and meritorious service in the highest automatic grade, (2) to the second such additional grade after five years of such service in the first additional grade, and (3) to the third such additional grade after seven years of such service in the second additional grade. No such employee shall be promoted to the first such additional grade unless he has rendered not less than thirteen years of service in the postal field service.

(b) In the case of employees for whom only two additional grades for faithful and meritorious service are provided in such Act of July 6,

1945, as amended, there is hereby established a third additional grade. Each such employee promoted to such third additional grade shall receive an increase in compensation of \$100 per annum. Each such employee who performs faithful and meritorious service for seven years in the higher additional grade provided in such Act of July 6, 1945, as amended, shall be promoted to such third additional grade. No such employee shall be promoted to such third additional grade unless he has rendered not less than twenty-five years of service in the postal field service.

(c) In recognition of longevity of service—

(1) the basic annual compensation of (A) each postmaster at a post office of the first, second, or third class, and (B) each officer or employee to whom such Act of July 6, 1945, as amended, applies, who is in a single salary grade with no provisions for automatic promotion, shall be increased by \$100, and

(2) the basic annual compensation of each postmaster at a post office of the fourth class shall be increased by 5 per centum, upon completion by such postmaster, officer, or employee of thirteen, eighteen, and twenty-five years of service, respectively. Such increases in compensation shall be in addition to all other compensation to which such postmaster, officer, or employee may be entitled. For the purposes of this subsection, all service heretofore or hereafter rendered in the postal field service by such postmaster, officer, or employee shall be credited.

SEC. 2. (a) Each employee in the postal field service on the day before the day on which this Act takes effect, whose original appointment to a regular position was to a grade lower than grade 3 under such Act of July 6, 1945, as amended, and who has not progressed to grade 3, shall, as of the effective date of this Act, be placed in grade 3.

(b) Each person whose original appointment to a regular position in the postal field service is made on or after the effective date of this Act shall be placed in grade 3 at the time of such appointment.

(c) Each substitute or temporary employee in the postal field service on the day before the day on which this Act takes effect, whose original appointment was to a grade lower than grade 3 under such Act of July 6, 1945, as amended, and who has not progressed to grade 3, shall be placed in grade 3 as of the effective date of this Act or as of the date he shall have been on the roll for an aggregate period of one year, whichever date is the later.

(d) Each person whose appointment to a substitute or temporary position in the postal field service is made on or after the effective date of this Act shall be placed in grade 3 as of the date of his appointment or as of the date he shall have been on the roll for an aggregate period of one year, whichever date is the later.

(e) Each officer or employee in the postal field service shall have credited to him, for purposes of promotion to any of the meritorious or longevity salary grades of his position established under this Act or such Act of July 6, 1945, as amended, all periods of service performed by him prior to July 1, 1945, for which he has not heretofore received credit for purposes of promotion.

SEC. 3. (a) All postmasters, officers, and employees in the postal field service whose rates of compensation are prescribed by such Act of July 6, 1945, as amended, shall receive additional compensation at the rate of \$120 per annum: *Provided*, That employees paid on an hourly or part-time basis shall receive additional compensation at the rate of 21½ cents per hour: *Provided further*, That postmasters at post offices of the fourth class shall receive additional compensation at the rate of a sum per annum equal to 5 per centum of their basic annual compensation.

59 Stat. 435.
39 U. S. C. §§ 56,
851-876; Supp. II, § 853
et seq.
Ante, pp. 622, 690,
902; *post*, p. 984.
Compensation in-
crease.

Longevity increase.

59 Stat. 435.
39 U. S. C. §§ 56,
851-876; Supp. II, § 853
et seq.
Ante, pp. 622, 690,
902; *post*, p. 984.

Crediting of service.

Eligibility for
grade 3.

59 Stat. 435.
39 U. S. C. §§ 56,
851-876; Supp. II, § 853
et seq.
Ante, pp. 622, 690,
902; *post*, p. 984.

59 Stat. 435.
39 U. S. C. §§ 56,
851-876; Supp. II, § 853
et seq.
Ante, pp. 622, 690,
902; *post*, p. 984.

Crediting of service.

59 Stat. 435.
39 U. S. C. §§ 56,
851-876; Supp. II, § 853
et seq.
Ante, pp. 622, 690,
902; *post*, p. 984.
Additional compen-
sation.

59 Stat. 435.
39 U. S. C. §§ 56,
851-876; Supp. II, § 853
et seq.
Ante, pp. 622, 690,
902; *post*, p. 984.

Nonapplicability.
Ante, p. 953.

Effective date.

(b) Subsection (a) shall not apply to skilled-trades employees of the mail-equipment shops, job cleaners in first- and second-class post offices, and employees who are paid on a fee or contract basis.

SEC. 4. This Act shall take effect on the first day of the first pay period which begins after the date of its enactment.

Approved October 28, 1949.

[CHAPTER 782]

AN ACT

October 28, 1949
[H. R. 5931]
[Public Law 429]

To establish a standard schedule of rates of basic compensation for certain employees of the Federal Government; to provide an equitable system for fixing and adjusting the rates of basic compensation of individual employees; to repeal the Classification Act of 1923, as amended; and for other purposes.

Classification Act of
1949.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Classification Act of 1949".

TITLE I—DECLARATION OF POLICY

SEC. 101. It is the purpose of this Act to provide a plan for classification of positions and for rates of basic compensation whereby—

(1) in determining the rate of basic compensation which an officer or employee shall receive, (A) the principle of equal pay for substantially equal work shall be followed, and (B) variations in rates of basic compensation paid to different officers and employees shall be in proportion to substantial differences in the difficulty, responsibility, and qualification requirements of the work performed and to the contributions of officers and employees to efficiency and economy in the service; and

Post, p. 957.

Post, p. 957.

(2) individual positions shall, in accordance with their duties, responsibilities, and qualification requirements, be so grouped and identified by classes and grades, as defined in section 301, and the various classes shall be so described in published standards, as provided for in title IV, that the resulting position-classification system can be used in all phases of personnel administration.

TITLE II—COVERAGE AND EXEMPTIONS

"Department."

SEC. 201. (a) For the purposes of this Act, the term "department" includes (1) the executive departments, (2) the independent establishments and agencies in the executive branch, including corporations wholly owned by the United States, (3) the Administrative Office of the United States Courts, (4) the Library of Congress, (5) the Botanic Garden, (6) the Government Printing Office, (7) the General Accounting Office, (8) the Office of the Architect of the Capitol, and (9) the municipal government of the District of Columbia.

Post, p. 957.

Post, p. 972.

Postal field service.

(b) Subject to the exemptions specified in section 202, and except as provided in sections 204 and 205, this Act shall apply to all civilian positions, officers, and employees in or under the departments.

SEC. 202. This Act (except title XII) shall not apply to—

(1) the field service of the Post Office Department, for which the salary rates are fixed by Public Law 134, Seventy-ninth Congress, approved July 6, 1945, as amended and supplemented;

(2) the Foreign Service of the United States under the Department of State, for which the salary rates are fixed by the Foreign Service Act of 1946, as supplemented by Public Law 160, Eighty-first Congress, approved July 6, 1949; and positions in or under the Department of State which are (A) connected with

59 Stat. 435.
39 U. S. C. §§ 56,
351-376; Supp. II,
§ 853 *et seq.*
Ante, pp. 622, 690,
902; *post*, p. 984.
60 Stat. 999.
22 U. S. C. § 801
et seq.; Supp. II, § 815
et seq.
Ante, pp. 111, 407.

the representation of the United States to international organizations; or (B) specifically exempted by law from the Classification Act of 1923, as amended, or any other classification or compensation law;

(3) physicians, dentists, nurses, and other employees in the Department of Medicine and Surgery in the Veterans' Administration, whose compensation is fixed under Public Law 293, Seventy-ninth Congress, approved January 3, 1946;

(4) teachers, school officers, and employees of the Board of Education of the District of Columbia, whose compensation is fixed under the District of Columbia Teachers' Salary Act of 1947, as supplemented by Public Law 151, Eighty-first Congress, approved June 30, 1949; and the chief judge and the associate judges of the Municipal Court of Appeals for the District of Columbia, and of the Municipal Court for the District of Columbia;

(5) officers and members of the Metropolitan Police, the Fire Department of the District of Columbia, the United States Park Police, and the White House Police;

(6) lighthouse keepers and civilian employees on lightships and vessels of the Coast Guard, whose compensation is fixed under authority of section 432 (f) and (g) of title 14 of the United States Code;

(7) employees in recognized trades or crafts, or other skilled mechanical crafts, or in unskilled, semiskilled, or skilled manual-labor occupations (except such employees in positions to which the Classification Act of 1923, as amended, now applies, the duties of which involve the maintenance and operation of public buildings and associated equipment or the performance of work in scientific or engineering laboratories as aides to scientists or engineers), and employees in the Bureau of Engraving and Printing the duties of whom are to perform or to direct manual or machine operations requiring special skill or experience, or to perform or direct the counting, examining, sorting, or other verification of the product of manual or machine operations, whose compensation shall be fixed and adjusted from time to time as nearly as is consistent with the public interest in accordance with prevailing rates;

(8) officers and members of crews of vessels, whose compensation shall be fixed and adjusted from time to time as nearly as is consistent with the public interest in accordance with prevailing rates and practices in the maritime industry;

(9) employees of the Government Printing Office whose compensation is fixed under Public, Numbered 276, Sixty-eighth Congress, approved June 7, 1924;

(10) civilian professors, lecturers, and instructors at the Naval War College and the Naval Academy whose compensation is fixed under Public Law 604, Seventy-ninth Congress, approved August 2, 1946, senior professors, professors, associate and assistant professors, and instructors at the Naval Postgraduate School whose compensation is fixed under Public Law 303, Eightieth Congress, approved July 31, 1947; and the Academic Dean of the Postgraduate School of the Naval Academy whose compensation is fixed under Public Law 402, Seventy-ninth Congress, approved June 10, 1946;

(11) aliens or persons not citizens of the United States who occupy positions outside the several States and the District of Columbia;

(12) the Tennessee Valley Authority;

(13) the Inland Waterways Corporation;

VA Department of Medicine and Surgery.

50 Stat. 675.
38 U. S. C. §§ 15-15n;
Supp. II, § 15m.
Ante, p. 764.
D. C. teachers, etc.

61 Stat. 248.
Ante, p. 706.
D. C. judges.

D. C. policemen, firemen, etc.

Lighthouse keepers, etc.

Ante, p. 527.

Certain trades or crafts.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 *et seq.*
Post, p. 972.

Bureau of Engraving and Printing.

Crews of vessels.

Government Printing Office.

43 Stat. 658.
44 U. S. C. § 40.
Naval War College, Naval Academy, etc.

60 Stat. 854.
34 U. S. C. § 1071.

61 Stat. 706.
34 U. S. C., Supp. II, § 1076b.

60 Stat. 236.
34 U. S. C. § 1074.
Aliens outside U. S.

Panamanian employees.

Veterans' Canteen Service.

42 Stat. 1488; 60 Stat. 887.
5 U. S. C. §§ 661-674; Supp. II, § 662 *et seq.*;
38 U. S. C. §§ 13-13g; Supp. II, § 13c note.
Post, p. 972; *ante*, p. 73.
Cooperative agreement.

Hospital, etc., students.

61 Stat. 727; 59 Stat. 679; 62 Stat. 536.
5 U. S. C., Supp. II, §§ 902, 1051-1058; 33 U. S. C. § 15m; Supp. II, § 15m.
Inmates, etc.

Experts or consultants.

60 Stat. 810.
5 U. S. C. § 55a.
Emergency or seasonal employees.

Part-time employees.

Individually fixed rates.

Finality of decision.

Ante, p. 954.

- (14) the Alaska Railroad;
- (15) the Virgin Islands Corporation;
- (16) the Central Intelligence Agency;
- (17) the Atomic Energy Commission;
- (18) Production Credit Corporations;
- (19) Federal Intermediate Credit Banks;
- (20) the Panama Railroad Company;
- (21) teachers, school officers, and members of the Police and

Fire Departments of the Panama Canal whose rates of compensation are fixed by the Governor of the Panama Canal with reference to the rates of compensation for similar positions in the municipal government of the District of Columbia;

(22) employees who serve without compensation or at nominal rates of compensation;

(23) employees none or only part of whose compensation is paid from appropriated funds of the United States: *Provided*, That with respect to the Veterans' Canteen Service in the Veterans' Administration, the provisions of this paragraph shall be applicable only to those positions which are exempt from the Classification Act of 1923, as amended, pursuant to Public Law 636, Seventy-ninth Congress, approved August 7, 1946, as amended;

(24) employees whose compensation is fixed under a cooperative agreement between the United States and (A) a State, Territory, or possession of the United States, or political subdivision thereof, or (B) a person or organization outside the service of the Federal Government;

(25) student nurses, medical or dental interns, residents-in-training, student dietitians, student physical therapists, student occupational therapists, and other student employees, assigned or attached to a hospital, clinic, or laboratory primarily for training purposes, whose compensation is fixed under Public Law 330, Eightieth Congress, approved August 4, 1947, or section 14 (b) of Public Law 293, Seventy-ninth Congress, approved January 3, 1946, as amended by Public Law 722, Eightieth Congress, approved June 19, 1948;

(26) inmates, patients, or beneficiaries receiving care or treatment or living in Government agencies or institutions;

(27) experts or consultants, when employed temporarily or intermittently in accordance with section 15 of Public Law 600, Seventy-ninth Congress, approved August 2, 1946;

(28) emergency or seasonal employees whose employment is of uncertain or purely temporary duration, or who are employed for brief periods at intervals;

(29) persons employed on a fee, contract, or piece work basis;

(30) persons who may lawfully perform their duties concurrently with their private profession, business, or other employment, and whose duties require only a portion of their time, where it is impracticable to ascertain or anticipate the proportion of time devoted to the service of the Federal Government;

(31) positions for which rates of basic compensation are individually fixed, or expressly authorized to be fixed, by any other law, at or in excess of the maximum scheduled rate of the highest grade established by this Act.

SEC. 203. The Civil Service Commission, hereinafter referred to as the "Commission", is authorized and directed to determine finally the applicability of sections 201 and 202 to specific positions, officers, and employees.

SEC. 204. (a) The classes of employees whose compensation is authorized by section 3 of the Legislative Pay Act of 1929, as amended (46 Stat. 38; 55 Stat. 615), to be fixed by the Architect of the Capitol without regard to the Classification Act of 1923, as amended, are authorized to be compensated without regard to this Act.

(b) This Act shall not apply to any officer or employee of the Office of the Architect of the Capitol whose compensation is fixed by any other law.

(c) Sections 202 and 203 shall not apply to the Office of the Architect of the Capitol.

SEC. 205. Title X of this Act shall not apply to (1) the Administrative Office of the United States Courts, (2) the Library of Congress, (3) the Botanic Garden, (4) the Government Printing Office, (5) the Office of the Architect of the Capitol, and (6) the municipal government of the District of Columbia.

Nonapplicability.

5 U. S. C. § 662; Supp. II, § 662 note. 42 Stat. 1488. 5 U. S. C. §§ 661-674; Supp. II, § 662 et seq. Post, p. 972.

Ante, pp. 954, 956.

Post, p. 971.

TITLE III—BASIS FOR CLASSIFYING POSITIONS

SEC. 301. For the purposes of this Act, the term—

(1) "position" means the work, consisting of the duties and responsibilities, assignable to an officer or employee;

(2) "class" or "class of positions" includes all positions which are sufficiently similar, as to (A) kind or subject-matter of work, (B) level of difficulty and responsibility, and (C) the qualification requirements of the work, to warrant similar treatment in personnel and pay administration; and

(3) "grade" includes all classes of positions which (although different with respect to kind or subject-matter of work) are sufficiently equivalent as to (A) level of difficulty and responsibility, and (B) level of qualification requirements of the work, to warrant the inclusion of such classes of positions within one range of rates of basic compensation, as specified in title VI.

SEC. 302. (a) Each position shall be placed in its appropriate class. The basis for determining the class in which each position shall be placed shall be the duties and responsibilities of such position and the qualifications required by such duties and responsibilities.

(b) Each class shall be placed in its appropriate grade. The basis for determining the grade in which each class shall be placed shall be the level of difficulty, responsibility, and qualification requirements of the work of such class.

SEC. 303. No appropriated funds shall be used to pay the compensation of any officer or employee who places a supervisory position in a class and grade solely on the basis of the size of the group, section, bureau, or other organization unit or the number of subordinates supervised. Such factors may be given effect only to the extent warranted by the work load of the organization unit and then only in combination with other factors, such as the kind, difficulty, and complexity of work supervised, the degree and scope of responsibility delegated to the supervisor, and the kind, degree, and character of the supervision actually exercised.

"Position."

"Class"; "class of positions."

"Grade."

Basis for classification.

Restriction on use of funds.

TITLE IV—PREPARATION AND PUBLICATION OF STANDARDS

SEC. 401. (a) The Commission, after consultation with the departments, shall prepare standards for placing positions in their proper classes and grades. The Commission is authorized to make such inquiries or investigations of the duties, responsibilities, and qualification requirements of positions as it deems necessary for this purpose.

Inquiries or investigations.

In such standards the Commission shall (1) define the various classes of positions that exist in the service in terms of duties, responsibilities, and qualification requirements; (2) establish the official class titles; and (3) set forth the grades in which such classes have been placed by the Commission. At the request of the Commission, the departments shall furnish information for and cooperate in the preparation of such standards. Such standards shall be published in such form as the Commission may determine.

Revision, etc., of standards.

(b) The Commission shall keep such standards up to date. From time to time, after consultation with the departments to the extent deemed necessary by the Commission, it may revise, supplement, or abolish existing standards, or prepare new standards, so that, as nearly as may be practicable, positions existing at any given time within the service will be covered by current published standards.

Use of official class titles.

(c) The official class titles so established shall be used for personnel, budget, and fiscal purposes, but this requirement shall not prevent the use of organizational or other titles for internal administration, public convenience, law enforcement, or similar purposes.

TITLE V—AUTHORITY AND PROCEDURE

SEC. 501. (a) Notwithstanding section 502, the Commission shall have authority, which may be exercised at any time in its discretion, to—

(1) ascertain currently the facts as to the duties, responsibilities, and qualification requirements of any position;

(2) place in an appropriate class and grade any newly created position or any position coming initially under this Act;

(3) decide whether any position is in its appropriate class and grade; and

(4) change any position from one class or grade to another class or grade whenever the facts warrant.

Certification of action.

The Commission shall certify to the department concerned action taken by the Commission under paragraph (2) or (4). The department shall take action in accordance with such certificate, and such certificate shall be binding on all administrative, certifying, pay roll, disbursing, and accounting officers of the Government.

Employee request.

(b) Any employee or employees (including any officer or officers) affected or any department may request at any time that the Commission exercise the authority granted to it under subsection (a) and the Commission shall act upon such request.

Position placement.

SEC. 502. (a) Except as otherwise provided in this title, each department shall place each position under its jurisdiction and to which this Act applies in its appropriate class and grade in conformance with standards published by the Commission or, if no published standards directly apply, consistently with published standards. A department may, whenever the facts warrant, change any position which it has placed in a class or grade under this subsection from such class or grade to another class or grade. Such actions of the departments shall be the basis for the payment of compensation and for personnel transactions until changed by certificate of the Commission.

Review of positions.

(b) The Commission shall, from time to time, review such number of positions in each department as will enable the Commission to determine whether such department is placing positions in classes and grades in conformance with or consistently with published standards.

Erroneous classification.

SEC. 503. Whenever the Commission finds under section 502 (b) that a position to which this Act applies is not placed in its proper class and grade in conformance with published standards or that positions for

which no standards have been published are not placed in classes and grades consistently with published standards, it shall, after consultation with appropriate officers or employees of the department concerned, place each such position in its appropriate class and grade and shall certify such action to the department. The department shall take action in accordance with such certificate, and such certificate shall be binding on all administrative, certifying, pay roll, disbursing, and accounting officers of the Government.

SEC. 504. (a) Whenever the Commission finds that any department is not placing positions in classes and grades in conformance with or consistently with published standards, it may revoke or suspend in whole or in part the authority granted to the department under section 502 and require that prior approval of the Commission be secured before an action placing a position in a class and grade becomes effective for pay roll and other personnel purposes. Such revocations or suspensions may be limited, in the discretion of the Commission, to (1) the departmental or field service, or any part thereof; (2) any geographic area; (3) any organization unit or group of organization units; (4) certain types of classification actions; (5) classes in particular occupational groups or grades; or (6) classes for which standards have not been published.

(b) After all or part of the authority of the department has been revoked or suspended, the Commission may at any time restore such authority to the extent that it is satisfied that subsequent actions placing positions in classes and grades will be taken in conformance with or consistently with published standards.

SEC. 505. (a) No position shall be placed in Grade 16 or 17 of the General Schedule except by action of, or after prior approval by, the Commission. At any one time there shall not be more than three hundred positions in Grade 16 of the General Schedule and not more than seventy-five positions in Grade 17 of the General Schedule.

(b) No position shall be placed in or removed from Grade 18 of the General Schedule except by the President upon recommendation of the Commission. There shall not be more than twenty-five positions in such grade at any one time.

SEC. 506. The Commission may (1) prescribe the form in which each department shall record the duties and responsibilities of positions to which this Act applies and the places where such records shall be maintained, (2) examine these or any other pertinent records of the department, and (3) interview any officers or employees of the department who have knowledge of the duties and responsibilities of such positions and information as to the reasons for placing a position in any class or grade.

TITLE VI—BASIC COMPENSATION SCHEDULES

SEC. 601. There are hereby established the following basic compensation schedules for positions to which this Act applies:

(1) A "General Schedule", the symbol for which shall be "GS", in lieu of the professional and scientific service, the clerical, administrative, and fiscal service, and the subprofessional service specified in section 13 of the Classification Act of 1923, as amended; and

(2) A "Crafts, Protective, and Custodial Schedule", the symbol for which shall be "CPC", in lieu of the crafts, protective, and custodial service specified in such section.

SEC. 602. (a) The General Schedule shall be divided into eighteen grades of difficulty and responsibility of work, as follows:

Revocation or suspension of departmental authority.

Ante, p. 958.

Limitation.

Restoration of authority.

Grades 16, 17 and 18. Limitation.

Records, etc.

"General Schedule."

42 Stat. 1491.
5 U. S. C. § 673; 38
U. S. C. § 74.
Post, p. 972.
"Crafts, Protective,
and Custodial Sched-
ule."

GENERAL SCHEDULE

- GS-1. Grade GS-1 includes all classes of positions the duties of which are to perform, under immediate supervision, with little or no latitude for the exercise of independent judgment, (1) the simplest routine work in office, business, or fiscal operations, or (2) elementary work of a subordinate technical character in a professional, scientific, or technical field.
- GS-2. Grade GS-2 includes all classes of positions the duties of which are (1) to perform, under immediate supervision, with limited latitude for the exercise of independent judgment, routine work in office, business, or fiscal operations, or comparable subordinate technical work of limited scope in a professional, scientific, or technical field, requiring some training or experience; or (2) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.
- GS-3. Grade GS-3 includes all classes of positions the duties of which are (1) to perform, under immediate or general supervision, somewhat difficult and responsible work in office, business, or fiscal operations, or comparable subordinate technical work of limited scope in a professional, scientific, or technical field, requiring in either case (A) some training or experience, (B) working knowledge of a special subject matter, or (C) to some extent the exercise of independent judgment in accordance with well-established policies, procedures, and techniques; or (2) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.
- GS-4. Grade GS-4 includes all classes of positions the duties of which are (1) to perform, under immediate or general supervision, moderately difficult and responsible work in office, business, or fiscal operations, or comparable subordinate technical work in a professional, scientific, or technical field, requiring in either case (A) a moderate amount of training and minor supervisory or other experience, (B) good working knowledge of a special subject matter or a limited field of office, laboratory, engineering, scientific, or other procedure and practice, and (C) the exercise of independent judgment in accordance with well-established policies, procedures, and techniques; or (2) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.
- GS-5. Grade GS-5 includes all classes of positions the duties of which are (1) to perform, under general supervision, difficult and responsible work in office, business, or fiscal administration, or comparable subordinate technical work in a professional, scientific, or technical field, requiring in either case (A) considerable training and supervisory or other experience, (B) broad working knowledge of a special subject matter or of office, laboratory, engineering, scientific, or other procedure and practice, and (C) the exercise of independent judgment in a limited field; (2) to perform, under immediate supervision, and with little opportunity for the exercise of independent judgment, simple and elementary work requiring professional, scientific, or technical training equivalent to that represented by graduation from a college or university of recognized standing but requiring little or no experience; or (3) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.
- GS-6. Grade GS-6 includes all classes of positions the duties of which are (1) to perform, under general supervision, difficult and responsible work in office, business, or fiscal administration, or comparable subordinate technical work in a professional, scientific, or technical field, requiring in either case (A) considerable training and supervisory or other experience, (B) broad working knowledge of a special and

complex subject matter, procedure, or practice, or of the principles of the profession, art, or science involved, and (C) to a considerable extent the exercise of independent judgment; or (2) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

Grade GS-7 includes all classes of positions the duties of which are (1) to perform, under general supervision, work of considerable difficulty and responsibility along special technical or supervisory lines in office, business, or fiscal administration, or comparable subordinate technical work in a professional, scientific, or technical field, requiring in either case (A) considerable specialized or supervisory training and experience, (B) comprehensive working knowledge of a special and complex subject matter, procedure, or practice, or of the principles of the profession, art, or science involved, and (C) to a considerable extent the exercise of independent judgment; (2) under immediate or general supervision, to perform somewhat difficult work requiring (A) professional, scientific, or technical training equivalent to that represented by graduation from a college or university of recognized standing, (B) previous experience, and (C) to a limited extent, the exercise of independent technical judgment; or (3) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-7.

Grade GS-8 includes all classes of positions the duties of which are (1) to perform, under general supervision, very difficult and responsible work along special technical or supervisory lines in office, business, or fiscal administration, requiring (A) considerable specialized or supervisory training and experience, (B) comprehensive and thorough working knowledge of a specialized and complex subject matter, procedure, or practice, or of the principles of the profession, art, or science involved, and (C) to a considerable extent the exercise of independent judgment; or (2) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-8.

Grade GS-9 includes all classes of positions the duties of which are (1) to perform, under general supervision, very difficult and responsible work along special technical, supervisory, or administrative lines in office, business, or fiscal administration, requiring (A) somewhat extended specialized training and considerable specialized, supervisory, or administrative experience which has demonstrated capacity for sound independent work, (B) thorough and fundamental knowledge of a special and complex subject matter, or of the profession, art, or science involved, and (C) considerable latitude for the exercise of independent judgment; (2) with considerable latitude for the exercise of independent judgment, to perform moderately difficult and responsible work, requiring (A) professional, scientific, or technical training equivalent to that represented by graduation from a college or university of recognized standing, and (B) considerable additional professional, scientific, or technical training or experience which has demonstrated capacity for sound independent work; or (3) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-9.

Grade GS-10 includes all classes of positions the duties of which are (1) to perform, under general supervision, highly difficult and responsible work along special technical, supervisory, or administrative lines in office, business, or fiscal administration, requiring (A) somewhat extended specialized, supervisory, or administrative training and experience which has demonstrated capacity for sound independent work, (B) thorough and fundamental knowledge of a specialized and complex subject matter, or of the profession, art, or science involved, and

GS-10.

(C) considerable latitude for the exercise of independent judgment; or (2) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-11.

Grade GS-11 includes all classes of positions the duties of which are (1) to perform, under general administrative supervision and with wide latitude for the exercise of independent judgment, work of marked difficulty and responsibility along special technical, supervisory, or administrative lines in office, business, or fiscal administration, requiring (A) extended specialized, supervisory, or administrative training and experience which has demonstrated important attainments and marked capacity for sound independent action or decision, and (B) intimate grasp of a specialized and complex subject matter, or of the profession, art, or science involved, or of administrative work of marked difficulty; (2) with wide latitude for the exercise of independent judgment, to perform responsible work of considerable difficulty requiring somewhat extended professional, scientific, or technical training and experience which has demonstrated important attainments and marked capacity for independent work; or (3) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-12.

Grade GS-12 includes all classes of positions the duties of which are (1) to perform, under general administrative supervision, with wide latitude for the exercise of independent judgment, work of a very high order of difficulty and responsibility along special technical, supervisory, or administrative lines in office, business, or fiscal administration, requiring (A) extended specialized, supervisory, or administrative training and experience which has demonstrated leadership and attainments of a high order in specialized or administrative work, and (B) intimate grasp of a specialized and complex subject matter or of the profession, art, or science involved; (2) under general administrative supervision, and with wide latitude for the exercise of independent judgment, to perform professional, scientific, or technical work of marked difficulty and responsibility requiring extended professional, scientific, or technical training and experience which has demonstrated leadership and attainments of a high order in professional, scientific, or technical research, practice, or administration; or (3) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-13.

Grade GS-13 includes all classes of positions the duties of which are (1) to perform, under administrative direction, with wide latitude for the exercise of independent judgment, work of unusual difficulty and responsibility along special technical, supervisory, or administrative lines, requiring extended specialized, supervisory, or administrative training and experience which has demonstrated leadership and marked attainments; (2) to serve as assistant head of a major organization involving work of comparable level within a bureau; (3) to perform, under administrative direction, with wide latitude for the exercise of independent judgment, work of unusual difficulty and responsibility requiring extended professional, scientific, or technical training and experience which has demonstrated leadership and marked attainments in professional, scientific, or technical research, practice, or administration; or (4) to perform other work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-14.

Grade GS-14 includes all classes of positions the duties of which are (1) to perform, under general administrative direction, with wide latitude for the exercise of independent judgment, work of exceptional difficulty and responsibility along special technical, supervisory, or administrative lines which has demonstrated leadership and unusual attainments; (2) to serve as head of a major organization within a

bureau involving work of comparable level; (3) to plan and direct or to plan and execute major professional, scientific, technical, administrative, fiscal, or other specialized programs, requiring extended training and experience which has demonstrated leadership and unusual attainments in professional, scientific, or technical research, practice, or administration, or in administrative, fiscal, or other specialized activities; or (4) to perform consulting or other professional, scientific, technical, administrative, fiscal, or other specialized work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

Grade GS-15 includes all classes of positions the duties of which are (1) to perform, under general administrative direction, with very wide latitude for the exercise of independent judgment, work of outstanding difficulty and responsibility along special technical, supervisory, or administrative lines which has demonstrated leadership and exceptional attainments; (2) to serve as head of a major organization within a bureau involving work of comparable level; (3) to plan and direct or to plan and execute specialized programs of marked difficulty, responsibility, and national significance, along professional, scientific, technical, administrative, fiscal, or other lines, requiring extended training and experience which has demonstrated leadership and unusual attainments in professional, scientific, or technical research, practice, or administration, or in administrative, fiscal, or other specialized activities; or (4) to perform consulting or other professional, scientific, technical, administrative, fiscal, or other specialized work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-15.

Grade GS-16 includes all classes of positions the duties of which are (1) to perform, under general administrative direction, with unusual latitude for the exercise of independent judgment, work of outstanding difficulty and responsibility along special technical, supervisory, or administrative lines which has demonstrated leadership and exceptional attainments; (2) to serve as the head of a major organization involving work of comparable level; (3) to plan and direct or to plan and execute professional, scientific, technical, administrative, fiscal, or other specialized programs of unusual difficulty, responsibility, and national significance, requiring extended training and experience which has demonstrated leadership and exceptional attainments in professional, scientific, or technical research, practice, or administration, or in administrative, fiscal, or other specialized activities; or (4) to perform consulting or other professional, scientific, technical, administrative, fiscal, or other specialized work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-16.

Grade GS-17 includes all classes of positions the duties of which are (1) to serve as the head of a bureau where the position, considering the kind and extent of the authorities and responsibilities vested in it, and the scope, complexity, and degree of difficulty of the activities carried on, is of a high order among the whole group of positions of heads of bureaus; (2) to plan and direct or to plan and execute professional, scientific, technical, administrative, fiscal, or other specialized programs of exceptional difficulty, responsibility, and national significance, requiring extended training and experience which has demonstrated exceptional leadership and attainments in professional, scientific, or technical research, practice, or administration, or in administrative, fiscal, or other specialized activities; or (3) to perform consulting or other professional, scientific, technical, administrative, fiscal, or other specialized work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

GS-17.

Grade GS-18 includes all classes of positions the duties of which are (1) to serve as the head of a bureau where the position, considering the

GS-18.

kind and extent of the authorities and responsibilities vested in it, and the scope, complexity, and degree of difficulty of the activities carried on, is exceptional and outstanding among the whole group of positions of heads of bureaus; (2) to plan and direct or to plan and execute frontier or unprecedented professional, scientific, technical, administrative, fiscal, or other specialized programs of outstanding difficulty, responsibility, and national significance, requiring extended training and experience which has demonstrated outstanding leadership and attainments in professional, scientific, or technical research, practice, or administration, or in administrative, fiscal, or other specialized activities; or (3) to perform consulting or other professional, scientific, technical, administrative, fiscal, or other specialized work of equal importance, difficulty, and responsibility, and requiring comparable qualifications.

(b) The Crafts, Protective, and Custodial Schedule shall be divided into ten grades of difficulty and responsibility of work, as follows:

CRAFTS, PROTECTIVE, AND CUSTODIAL SCHEDULE

- CPC-1.** Grade CPC-1 includes all classes of positions the duties of which are to run errands, to check parcels, or to perform other light manual tasks with little or no responsibility.
- CPC-2.** Grade CPC-2 includes all classes of positions the duties of which are to handle desks, mail sacks, and other heavy objects, and to perform similar work ordinarily required of unskilled laborers; to pass coal; to clean office rooms; to perform regular messenger work with little responsibility; or to perform other work of equal difficulty and responsibility and requiring comparable qualifications.
- CPC-3.** Grade CPC-3 includes all classes of positions the duties of which are to perform, under immediate supervision, custodial, or office labor work with some degree of responsibility; to operate paper-cutting, canceling, envelope-opening, or envelope-sealing machines; to fire and keep up steam in low-pressure boilers used for heating purposes, and to clean boilers and oil machinery and related apparatus; to operate passenger automobiles or light-duty trucks; to pack goods for shipment; to work as leader of a group of charwomen; to perform messenger work and do light manual or office-labor tasks with some responsibility; to carry important documents from one office to another, or attend the door and private office of a public officer; or to perform other work of equal difficulty and responsibility and requiring comparable qualifications.
- CPC-4.** Grade CPC-4 includes all classes of positions the duties of which are to perform, under general supervision, custodial work of a responsible character; to guard office or storage buildings; to supervise and direct a force of unskilled laborers; to fire and to keep up steam in high-pressure boilers and to operate other equipment used in connection with such boilers; to perform general, semimechanical, new, or repair work requiring some skill with hand tools; to work as craft or trade helper; to operate heavy-duty trucks, semitrailers, or tractor trailers; to operate a passenger automobile for a department head or officer of comparable rank; to attend the door of a private office of a department head or officer of comparable rank; or to perform other work of equal difficulty and responsibility and requiring comparable qualifications.
- CPC-5.** Grade CPC-5 includes all classes of positions the duties of which are to guard property of great value while in transit; to supervise the operation and maintenance of a low-capacity heating plant and its auxiliary equipment; or to perform other work of equal difficulty and responsibility and requiring comparable qualifications.

(4) Employees in grade 1 of the crafts, protective, and custodial service immediately prior to the effective date of this title, at the first, second, third, fourth, and fifth rate shall have the first, third, fourth, sixth, and seventh rate, respectively, of grade 1 of the Crafts, Protective, and Custodial Schedule.

(5) Employees in grades 2 and 3 of the crafts, protective, and custodial service immediately prior to the effective date of this title, shall have the same relative pay rate of the first six rates of grades 2 and 3, respectively, of the Crafts, Protective, and Custodial Schedule.

(6) Employees in grade 4 of the professional and scientific service and grade 11 of the clerical, administrative, and fiscal service immediately prior to the effective date of this title, at the first, second, third, fourth, and fifth rate shall have the first, second, third, fourth, and sixth rate, respectively, of grade 11 of the General Schedule.

(7) Employees in grade 5 of the professional and scientific service and grade 12 of the clerical, administrative, and fiscal service immediately prior to the effective date of this title, at the first, second, third, fourth, and fifth rate shall have the first, second, third, fourth, and fifth rate, respectively, of grade 12 of the General Schedule.

(8) Employees in grade 6 of the professional and scientific service and grade 13 of the clerical, administrative, and fiscal service immediately prior to the effective date of this title, at the first, second, third, fourth, and fifth rate shall have the first, second, third, fourth, and fifth rate, respectively, of grade 13 of the General Schedule.

(9) Employees in grade 7 of the professional and scientific service and grade 14 of the clerical, administrative, and fiscal service immediately prior to the effective date of this title, at the first, second, third, fourth, and fifth rate shall have the first, second, third, fifth, and sixth rate, respectively, of grade 14 of the General Schedule.

(10) Employees in grade 8 of the professional and scientific service and grade 15 of the clerical, administrative, and fiscal service immediately prior to the effective date of this title, at the first and second rate of the grade shall have the third rate of grade 15 of the General Schedule.

(11) Employees receiving a rate of basic compensation, authorized by law, immediately prior to the effective date of this title, in excess of the appropriate new rate of the grade as determined under paragraphs (1) to (10), inclusive, may continue to receive such rate so long as they remain in the same position and grade, but when any such position becomes vacant, the rate of basic compensation of any subsequent appointee shall be fixed in accordance with this Act.

SEC. 605. Any increase in rate of basic compensation by reason of the enactment of this title shall not be regarded as an "equivalent increase" in compensation within the meaning of section 701.

Equivalent increase.

TITLE VII—STEP-INCREASES

SEC. 701. (a) Each officer or employee compensated on a per annum basis, and occupying a permanent position within the scope of the compensation schedules fixed by this Act, who has not attained the maximum scheduled rate of compensation for the grade in which his position is placed, shall be advanced in compensation successively to the next higher rate within the grade at the beginning of the next

Conditions.

pay period following the completion of (1) each fifty-two calendar weeks of service if his position is in a grade in which the step-increases are less than \$200, or (2) each seventy-eight calendar weeks of service if his position is in a grade in which the step-increases are \$200 or more, subject to the following conditions:

Infra; post, p. 971.

(A) That no equivalent increase in compensation from any cause was received during such period, except increase made pursuant to section 702 or 1002;

(B) That his current efficiency rating is "good" or better than "good";

(C) That the service and conduct of such officer or employee are certified as being otherwise satisfactory by the department; and

(D) That the benefit of successive step-increases shall be preserved, under regulations issued by the Commission, for officers and employees whose continuous service is interrupted in the public interest by service with the armed forces or by service in essential non-Government civilian employment during a period of war or national emergency.

"Good."

(b) The term "good" as used in this title shall have the same meaning as when used in the systems of efficiency rating established pursuant to title IX of this Act.

Post, p. 970.

Reward for superior accomplishment.

SEC. 702. (a) Within the limit of available appropriations and in accordance with standards promulgated by the Commission, each department is authorized, subject to prior approval by the Commission (except as provided in subsection (b)), to make additional step-increases as a reward for superior accomplishment, but no officer or employee shall be eligible for more than one such additional step-increase within each of the time periods specified in section 701 (a).

Ante, p. 967.

Delegation of authority.

(b) The Commission is authorized to delegate to any department the authority to make the additional step-increases provided for in this section, without prior approval in individual cases by the Commission. The Commission may withdraw or suspend such authority whenever review of such actions by the Commission indicates that standards promulgated by the Commission have not been observed, and may restore such authority whenever it is satisfied that subsequent actions will be taken in conformance with such standards.

Reports.

(c) Each department shall report to the Commission all actions taken under this section, together with the reasons therefor. The Commission shall submit an annual report to Congress covering the numbers and types of actions taken under this section.

Longevity step-increase.

SEC. 703. (a) Subject to subsection (b), and as a reward for long and faithful service, each department shall grant an additional step-increase (to be known as a longevity step-increase) beyond the maximum scheduled rate of the grade in which his position is placed, to each officer or employee for each three years of continuous service completed by him at such maximum rate or at a rate in excess thereof authorized by this section without change of grade or rate of basic compensation except such change as may be prescribed by any provision of law of general application.

Restrictions.

(b) (1) No officer or employee shall be entitled to a longevity step-increase while holding a position in any grade above grade 10 of the General Schedule.

(2) No officer or employee shall receive a longevity step-increase unless his current efficiency rating is "good" or better than "good", and his service and conduct are certified as being otherwise satisfactory by the department.

(3) No officer or employee shall receive more than one longevity step-increase for any three years of continuous service.

(4) Each longevity step-increase shall be equal to one step-increase of the grade in which the position of the officer or employee is placed.

(5) Not more than three successive longevity step-increases may be granted to any officer or employee.

(6) The officer or employee shall have had, in the aggregate, not less than ten years of service in the position which he then occupies, or in positions of equivalent or higher class or grade.

(c) When an officer or employee, receiving basic compensation at a rate in excess of the maximum scheduled rate for his grade under section 604 (b) (11), section 1105 (b), or any other provision of law, is eligible for his first longevity step-increase beyond the maximum rate of such grade he shall—

Ante, p. 967; *post*, p. 972.

(1) receive total basic compensation which is equal to the basic compensation at the maximum scheduled rate for his grade plus such first longevity step-increase, or

(2) continue to receive compensation at such rate in excess of the maximum scheduled rate for his grade, if the compensation at such rate is higher than the total basic compensation specified in paragraph (1).

In case any such officer or employee receiving compensation under paragraph (2) is eligible for a subsequent successive longevity step-increase, he shall—

(A) receive the same total basic compensation which he would be entitled to receive after such subsequent longevity step-increase, if his total basic compensation had, at the time he was eligible for his first longevity step-increase, been determined under paragraph (1), or

(B) continue to receive compensation under paragraph (2) if such compensation is higher than the total basic compensation specified in paragraph (A).

SEC. 704. In computing length of service for the purposes of this title, service immediately preceding the effective date of this title shall be counted toward (1) one step-increase under section 701 and one additional step-increase under section 702, or (2) longevity step-increases under section 703, as the case may be.

Computation of length of service.

Ante, p. 967.

Ante, p. 968.

Ante, p. 968.

Nonapplicability.

SEC. 705. This title shall not apply to the compensation of persons appointed by the President, by and with the advice and consent of the Senate.

TITLE VIII—GENERAL COMPENSATION RULES

SEC. 801. All new appointments shall be made at the minimum rate of the appropriate grade.

New appointments.

SEC. 802. (a) The rate of basic compensation to be received by any officer or employee to whom this Act applies shall be governed by regulations issued by the Commission in conformity with this Act when—

Regulations.

(1) he is transferred from a position to which this Act does not apply;

(2) he is transferred from any position to which this Act applies to another such position;

(3) he is demoted to a position in a lower grade;

(4) he is reinstated, reappointed, or reemployed;

(5) his type of appointment is changed;

(6) his employment status is otherwise changed; or

(7) his position is changed from one grade to another grade.

(b) Any officer or employee who is promoted or transferred to a position in a higher grade shall receive basic compensation at the lowest rate of such higher grade which exceeds his existing rate of basic compensation by not less than one step-increase of the grade from which he is promoted or transferred. If, in the case of any

Promoted or transferred employee.

Ante, p. 968.

Ante, p. 967; *post*,
p. 972.

Study of hazardous
employments.

Report to Congress.

officer or employee so promoted or transferred who is receiving (1) one or more longevity step-increases under section 703, or (2) basic compensation at a rate in excess of the maximum scheduled rate for his grade under section 604 (b) (11), section 1105 (b), or any other provision of law, there is no rate in such higher grade which is at least one step-increase above his existing rate of basic compensation, he shall receive (A) the maximum scheduled rate of such higher grade, or (B) his existing rate of basic compensation, if such existing rate is the higher.

SEC. 803. The Commission shall make a study of the problem of additional compensation for hazardous employments and submit a report to Congress not later than one year from the date of enactment of this Act, setting forth its findings and such recommendations as it may deem advisable for a future policy and plan with respect to additional compensation for hazardous employments.

TITLE IX—EFFICIENCY RATINGS

Establishment of
uniform systems.

SEC. 901. (a) The Commission shall establish and may revive uniform systems of efficiency rating for the appraisal of the service of officers and employees in positions in the classes and grades provided by this Act. Such systems shall set forth degrees of efficiency which shall constitute ground for (1) the recognition of outstanding performance, (2) the granting of increases in the rate of compensation, (3) continuance at the existing rate of compensation, (4) decrease in the rate of compensation of officers and employees who at the time are above the middle rate for the grade in which their positions are placed, and (5) removal from the position or dismissal from the service.

Inspection of rat-
ings.

(b) Each department shall rate in accordance with such systems the efficiency of each officer or employee under its jurisdiction. Ratings shall be open to inspection by representatives of the Commission and by officers and employees of the department in accordance with regulations issued by the Commission. Each officer or employee shall have the right to inspect the detailed report of his own rating.

Reductions in com-
pensation, etc.

(c) Reductions in compensation, removals from positions, or dismissals from the service shall be made by the departments whenever the efficiency ratings warrant.

Boards of review.
Composition.

SEC. 902. (a) There shall be established in each department one or more boards of review each of which shall be composed of three members. One member, who shall serve as chairman, shall be designated by the Commission; one member shall be designated by the department concerned; and one member shall be designated by the officers and employees of the department concerned in such manner as may be determined by the Commission.

Alternate members.

(b) Alternate members shall be designated in the same manner as their respective principal members. The boards of review shall meet at the call of their respective chairmen for the purpose of considering and passing upon the merits of such efficiency ratings assigned to officers and employees as may be submitted to such boards of review as hereinafter provided.

Hearing.

(c) Any officer or employee shall, upon written request to the chairman of the appropriate board of review of his department, be entitled as a matter of right to a hearing and a review by such board of review of his efficiency rating. At the hearing the officer or employee, and such representative as he may designate, and such representatives of the department as may be designated by the department, shall be afforded an opportunity (1) to submit orally or in writing any information deemed by the board of review to be pertinent to the case, and (2) to hear or examine, and reply to, any such information submitted to such board by other parties. After any such hearing the board may

Adjustments

make such adjustment in any such efficiency rating as it may find to be proper.

SEC. 903. The Commission shall make a study of efficiency rating systems in the Federal service and submit a report to Congress on or before February 1, 1950, setting forth its findings as to the operation and administration of such systems and such recommendations (including specific recommendations for legislation) as it may deem advisable.

Study of systems.
Report to Congress.

TITLE X—MANAGEMENT IMPROVEMENT PLAN AND AWARDS

SEC. 1001. (a) In accordance with regulations issued and administered by the Director of the Bureau of the Budget, each department shall make systematic reviews of the operations of each of its activities, functions, or organization units, on a continuing basis.

Review of operations, etc.

(b) The purposes of such reviews shall include, among other things, (1) determining the degree of efficiency and economy in the operation of the department's activities, functions, or organization units, (2) identifying the units that are outstanding in those respects, and (3) identifying the supervisors and employees whose personal efforts have caused their units to be outstanding in efficiency and economy of operations.

Purposes.

SEC. 1002. (a) In each department there shall be established an Efficiency Awards Committee, the membership of which shall be designated by the head of the department.

Efficiency Awards Committee.

(b) It shall be the duty of the Efficiency Awards Committee (1) to identify those supervisors and employees within the department whose superior accomplishments have contributed to outstanding efficiency and economy in administration, and (2) to award to such supervisors and employees, subject to the approval of the head of the department and to the limitations of subsection (c), cash awards or increases in rates of basic compensation which, in the judgment of the Committee, are commensurate with their demonstrated superior accomplishments: *Provided, however,* That the total amount of such awards or increases to any group of supervisors and employees shall not exceed 25 per centum of the estimated saving to the Government due to their superior accomplishments.

Duties.

(c) Any such cash award or any such increase in rate of basic compensation shall not exceed an amount equal to three times the step-increase of the applicable grade. Any such increase in rate of basic compensation shall be at one, two, or three times the step-increase of the applicable grade and shall be in lieu of any additional compensation as a reward for superior accomplishment under section 702.

Total amount of awards.

Limitation.

(d) An award under this title shall be given due weight in qualifying and selecting employees for promotion to positions in higher grades.

Ante, p. 968.

SEC. 1003. The Bureau of the Budget shall maintain control of the program set forth in this title and shall annually report the results of such program to Congress, with such recommendations as it may deem advisable.

Report to Congress.

TITLE XI—GENERAL PROVISIONS

SEC. 1101. The Commission is hereby authorized to issue such regulations as may be necessary for the administration of this Act.

Regulations.

SEC. 1102. The Commission shall prepare and submit to the President an annual report with respect to the rates of compensation under, and the administration of, this Act. The President shall submit an annual report to Congress which shall contain, among other matters,

Reports.

Nondiscrimination.

such recommendations, based upon the report of the Commission, as he may deem advisable.

SEC. 1103. In the administration of this Act, there shall be no discrimination with respect to any person, or with respect to the position held by any person, on account of sex, marital status, race, creed, or color.

SEC. 1104. Nothing in this Act shall be construed to affect the application to officers and employees to whom this Act applies of the veteran-preference provisions in the Civil Service Act, as amended, and the Veterans' Preference Act of 1944, as amended.

SEC. 1105. (a) Except as provided in subsection (b)—

(1) titles VI, VII, VIII, and XII shall take effect on the first day of the first pay period which begins after the date of enactment of this Act;

(2) all other provisions of this Act shall take effect upon enactment.

(b) With respect to any position which, immediately prior to the date of enactment of this Act, is not subject to the Classification Act of 1923, as amended (including positions in grade 9 of the professional and scientific service or in grade 16 of the clerical, administrative, and fiscal service referred to in section 13 of such Act), but to which this Act applies, this Act shall take effect on a date specified by the Commission, but not later than the first day of the first pay period which begins after six months following the date of enactment of this Act. An officer or employee occupying any such position on such effective date, and receiving basic compensation at a rate in excess of the appropriate rate of the grade in which such position is placed, shall continue to receive basic compensation without change in rate until (1) he leaves such position, or (2) he is entitled to receive basic compensation at a higher rate by reason of the operation of title V or VII. When such position is vacated by such officer or employee, the rate of basic compensation of any subsequent appointee shall be fixed in accordance with this Act.

(c) Employees of the Bureau of Engraving and Printing to whom section 202 (7) applies shall continue to receive compensation at the rates prescribed for the Clerical-Mechanical Service by the Classification Act of 1923, as amended, until their compensation shall have been fixed in accordance with the provisions of such section.

SEC. 1106. (a) Whenever reference is made in any other law to the Classification Act of 1923, as amended, such reference shall be held and considered to mean this Act. Whenever reference is made in any other law to a grade of the Classification Act of 1923, as amended, such reference shall be held and considered to mean the corresponding grade shown in section 604 of this Act.

(b) The application of this Act to any position, officer, or employee shall not be affected by reason of the enactment of subsection (a).

SEC. 1107. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

TITLE XII—MISCELLANEOUS PROVISIONS

12 U. S. C. § 1138f.

Limitation.

SEC. 1201. Section 66 of the Farm Credit Act of 1933 (48 Stat. 269) is hereby amended to read as follows:

"SEC. 66. No director, officer, or employee of the Central Bank for Cooperatives, or of any Production Credit Corporation, Production Credit Association, or Bank for Cooperatives shall be paid compensation at a rate in excess of \$13,000 per annum."

Repeals.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 et seq.
5 U. S. C. § 673.

SEC. 1202. The following laws and parts of laws are hereby repealed:

(1) The Classification Act of 1923, as amended;

(2) Public Resolution Numbered 36, Sixty-eighth Congress, approved June 7, 1924 (43 Stat. 669);

22 Stat. 403; 58 Stat. 387.
5 U. S. C. §§ 632 et seq., 851-859; Supp. II, §§ 633 et seq., 851 et seq.; 40 U. S. C. § 42.
Ante, pp. 956, 950.
Effective date.
Ante, pp. 959, 967, 969; *infra*.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 et seq.
Infra.
42 Stat. 1491.
5 U. S. C. § 673; 38 U. S. C. § 74.

Ante, pp. 958, 967.

Ante, p. 955.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 et seq.
Infra.

42 Stat. 1488.
5 U. S. C. §§ 661-674;
Supp. II, § 662 et seq.
Infra.
Ante, p. 956.

Appropriation authorized.

(3) Public, Numbered 555, Seventieth Congress, approved May 28, 1928 (45 Stat. 776), as amended;

(4) Public, Numbered 523, Seventy-first Congress, approved July 3, 1930 (46 Stat. 1003), as amended;

(5) Sections 505, 506, 507, 508, and 509 of the Economy Act, approved June 30, 1932 (47 Stat. 416);

(6) Sections 3, 4, 5, 6, and 7 of Public, Numbered 880, Seventy-sixth Congress, approved November 26, 1940 (54 Stat. 1212), as amended;

(7) Public Law 200 (except section 6 thereof), Seventy-seventh Congress, approved August 1, 1941 (55 Stat. 613);

(8) Public Law 694, Seventy-seventh Congress, approved August 1, 1942 (56 Stat. 733);

(9) Title IV of the Federal Employees Pay Act of 1945, approved June 30, 1945 (59 Stat. 298); and

(10) Sections 2 and 12 of the Federal Employees Pay Act of 1946, approved May 24, 1946 (60 Stat. 216, 219).

SEC. 1203. Section 604 (d) of the Federal Employees Pay Act of 1945, as amended, is amended to read as follows:

"(d) (1) Hereafter, for all pay computation purposes affecting officers or employees in or under the executive branch, the judicial branch, or the District of Columbia municipal government, basic per annum rates of compensation established by or pursuant to law shall be regarded as payment for employment during fifty-two basic administrative workweeks of forty hours.

"(2) Whenever for any such purpose it is necessary to convert a basic monthly or annual rate to a basic biweekly, weekly, daily, or hourly rate, the following rules shall govern:

"(A) A monthly rate shall be multiplied by twelve to derive an annual rate;

"(B) An annual rate shall be divided by fifty-two or twenty-six, as the case may be, to derive a weekly or biweekly rate;

"(C) A weekly or biweekly rate shall be divided by forty or eighty, as the case may be, to derive an hourly rate; and

"(D) A daily rate shall be derived by multiplying an hourly rate by the number of daily hours of service required.

"(3) All rates shall be computed to the nearest cent, counting one-half cent and over as a whole cent."

SEC. 1204. All laws or parts of laws inconsistent with this Act are hereby repealed to the extent of such inconsistency.

Approved October 28, 1949.

[CHAPTER 783]

AN ACT

Making supplemental appropriations for the fiscal year ending June 30, 1950, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations for the fiscal year ending June 30, 1950, and for other purposes, namely:

TITLE I

LEGISLATIVE BRANCH

SENATE

For payment to Carolin H. Miller, widow of Bert H. Miller, late a Senator from the State of Idaho, \$12,500.

5 U. S. C. §§ 673, 673a, 678.

5 U. S. C. §§ 673, 673b, 678a, 663; Supp. II, §§ 663, 678a notes.

5 U. S. C. §§ 633c, 662-664, 669, 672, 673b; Supp. II, § 663 note.

5 U. S. C. §§ 681-684, 669.

5 U. S. C. §§ 667 and note, 669, 673, 681 and note, 662.

5 U. S. C. §§ 673, 678, 681 and notes.

5 U. S. C. §§ 663, 667, 672a, 673; Supp. II, § 663 note.

5 U. S. C. §§ 672b, 672c, 673.

59 Stat. 304.
5 U. S. C. § 944.
Basic per annum rates.

Conversion of compensation rates.

October 28, 1949

[H. R. 6427]

[Public Law 430]

Second Supplemental Appropriation Act, 1950.

Ante, 869.

CONTINGENT EXPENSES OF THE SENATE

Ante, p. 218.

Joint Committee on the Economic Report: For an additional amount for salaries and expenses of the Joint Committee on the Economic Report, \$10,000.

HOUSE OF REPRESENTATIVES

For payment to Sarah O'Connor Welch, widow of Richard J. Welch, late a Representative from the State of California, \$12,500.

SALARIES, OFFICERS AND EMPLOYEES

For the employment of an additional administrative assistant, Office of the Clerk, from October 1, 1949, at the basic rate of \$4,000 per annum, \$4,500.

INCREASED PAY FOR LEGISLATIVE EMPLOYEES

60 Stat. 217.
5 U. S. C. §§ 931, 932.
Ante, p. 265.

59 Stat. 301.
5 U. S. C. §§ 931, 932.
Ante, p. 265.
62 Stat. 1267.
5 U. S. C., Supp. II,
§ 955.

59 Stat. 303.
5 U. S. C., Supp. II,
§ 943 (b).
60 Stat. 218.
5 U. S. C., Supp. II,
§ 943a.
62 Stat. 1268.
5 U. S. C., Supp. II,
§ 957.
Limitation on salary.

Administrative assistant to Senator.

Clerical assistance, etc.

2 U. S. C., Supp. II,
§ 60f note.
Salary limitation.

Elected officers of Congress.

That (a) each officer or employee in or under the legislative branch of the Government (other than an employee in the office of a Senator) whose rate of compensation is increased by section 5 of the Federal Employees Pay Act of 1946 shall be paid additional compensation at the rate of 5 per centum of the aggregate rate of his basic compensation and the rate of the additional compensation received by him under sections 501 and 502 of the Federal Employees Pay Act of 1945, as amended, and section 301 of the Postal Rate Revision and Federal Employees Salary Act of 1948.

(b) The provisions of section 603 (b) of the Federal Employees Pay Act of 1945, as amended, section 7 (b) of the Federal Employees Pay Act of 1946, as amended, and section 303 (c) of the Postal Rate Revision and Federal Employees Salary Act of 1948 shall not apply to officers and employees subject to the provisions of this section or to employees in the offices of Senators, but (except as provided in subsection (d)) no such officer or employee shall, by reason of any provision of such Acts or of this section be paid with respect to any pay period basic compensation, or basic compensation plus additional compensation, at a rate in excess of \$10,846 per annum.

(c) (1) The basic compensation of the administrative assistant to a Senator shall be charged against the aggregate amount authorized to be paid for clerical assistance and messenger service in the office of such Senator.

(2) The aggregate amount of the basic compensation authorized to be paid for clerical assistance and messenger service in the office of each Senator is hereby increased by \$11,520.

(3) The second proviso in the paragraph relating to the authority of Senators to rearrange the basic salaries of employees in their respective offices, which appears under the heading "Clerical Assistance to Senators" in the Legislative Branch Appropriation Act, 1947 (60 Stat. 390; U. S. C., title 2, sec. 60f), is amended to read as follows: "*Provided further*, That no salary shall be fixed under this paragraph at a basic rate of more than \$5,280 per annum, except that the salary of one employee, other than the administrative assistant, in the office of each Senator may be fixed at a basic rate of not more than \$6,720 per annum and the salary of the administrative assistant to each Senator may be fixed at a basic rate of not more than \$8,400 per annum".

(d) The rates of basic compensation of each of the elected officers of the Senate and the House of Representatives (not including the presiding officers of the two Houses) are hereby increased by 5 per centum.

(e) This section shall take effect on the first day of the first month which begins after the date of its enactment.

Effective date.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS

Changes and improvements, Capitol Power Plant: Toward carrying out the changes and improvements authorized by H. R. 6281, \$950,000, to be expended by the Architect of the Capitol under the direction of the House Office Building Commission: *Provided*, That the availability of this appropriation is contingent upon the enactment into law of said H. R. 6281.

Ante, p. 933.

THE JUDICIARY

OTHER COURTS AND SERVICES

FEES OF JURORS

For an additional amount for "Fees of jurors", \$816,500.

Ante, p. 472.

MISCELLANEOUS EXPENSES

For an additional amount for "Miscellaneous expenses", including rent in the District of Columbia, \$245,000.

Ante, p. 472.

FUNDS APPROPRIATED TO THE PRESIDENT

MUTUAL DEFENSE ASSISTANCE

For expenses necessary to enable the President to carry out the provisions of the Mutual Defense Assistance Act of 1949 for the period through June 30, 1950, \$814,010,000, of which (a) \$500,000,000 shall be available, in accordance with section 102, for carrying out the provisions of title I, including expenses, as authorized by section 408 (b), of administering the provisions of said Act and the Act of May 22, 1947 (61 Stat. 103), as amended (in addition to amounts heretofore appropriated for such expenses under the latter Act); (b) \$211,370,000 shall be available in accordance with title II for carrying out the provisions of the Act of May 22, 1947, as amended; and (c) \$102,640,000 shall be available for carrying out the provisions of title III, including \$27,640,000 as authorized by section 302 and \$75,000,000 as authorized by section 303. In addition to the foregoing appropriation, the President is hereby specifically authorized, in accordance with section 103, to enter into contracts for carrying out the provisions of title I in amounts not exceeding in the aggregate \$500,000,000 during the period ending June 30, 1950.

Ante, p. 714.

Ante, p. 715.

Ante, p. 719.

22 U. S. C., Supp. II, §§ 1401-1408.

Ante, p. 716.

61 Stat. 103.
22 U. S. C., Supp. II, §§ 1401-1408.

Ante, p. 716.

Ante, p. 716.

Ante, p. 716.

Ante, p. 715.

ASSISTANCE TO THE REPUBLIC OF KOREA

For expenses necessary to continue assistance to the Republic of Korea during the period October 15, 1949, to February 15, 1950, at the same rate and under the same terms and conditions as in the fiscal year 1949, pending the enactment of legislation outlining the terms and conditions under which further assistance is to be rendered, \$30,000,000: *Provided*, That all obligations incurred during the period between October 15, 1949, and the date of enactment of this Act in anticipation of such appropriation and authority are hereby ratified and confirmed if in accordance with the terms thereof: *Provided further*, That this appropriation shall be consolidated and merged with the appropriation for economic assistance to the Republic of Korea made by Public

Ratification and confirmation of obligations.

Consolidation of appropriations.

Ante, p. 739.

Administrative expenses.

Law 343, approved October 10, 1949, and such consolidated appropriation may be used during the period October 15, 1949, to February 15, 1950: *Provided further*, That not to exceed \$675,000 of such consolidated appropriation shall be available for administrative expenses during such period.

INDEPENDENT OFFICES

COMMISSION ON RENOVATION OF THE EXECUTIVE MANSION

Ante, pp. 45, 235, 740, 891.

For an additional amount for "Commission on Renovation of the Executive Mansion", \$50,000.

FEDERAL SECURITY AGENCY

BUREAU OF EMPLOYEES' COMPENSATION

Ante, p. 285.

For an additional amount for "Salaries and expenses", \$225,000.

EMPLOYEES' COMPENSATION FUND

Ante, p. 285.

For an additional amount for "Employees' compensation fund", \$10,000,000.

PUBLIC HEALTH SERVICE

GRANTS FOR HOSPITAL CONSTRUCTION

Ante, pp. 289, 898.

For an additional amount for "Grants for hospital construction", \$25,000,000, to remain available until expended.

COMMISSIONED OFFICERS, PAY, AND SO FORTH

56 Stat. 581.

For an additional amount, fiscal year 1943, for "Commissioned officers, pay, and so forth", \$2,429.57

GENERAL SERVICES ADMINISTRATION

PUBLIC BUILDINGS ADMINISTRATION

Ante, p. 198.

Administrative expenses.

For expenses necessary for the renovation and improvement of federally owned buildings outside the District of Columbia, for which funds are not otherwise available, including appurtenances and approaches thereto, that are under the control of the Public Buildings Administration for repair and preservation, as authorized by title III of the Act of June 16, 1949 (Public Law 105), including personal services in the District of Columbia, \$10,000,000, to remain available until expended: *Provided*, That not to exceed \$500,000 of the foregoing appropriation shall be available for administrative expenses.

Ante, p. 176.

40 U. S. C. §§ 341-347.

Ante, p. 199.

Administrative expenses.

For expenses necessary for the acquisition of sites and the preparation of drawings and specifications for Federal public building projects outside the District of Columbia, as authorized and provided for by title I of the Act of June 16, 1949 (Public Law 105), and by the Act of May 25, 1926 (44 Stat. 630), as amended, including personal services in the District of Columbia, \$12,000,000, to remain available until expended: *Provided*, That not to exceed \$600,000 of the foregoing appropriation shall be available for administrative expenses.

62 Stat. 1104.

Ante, p. 610.

Ante, p. 640.

For an additional amount for "Improvement of post office facilities, Los Angeles, California", as authorized by the Act of June 29, 1948 (Public Law 832), and the Act of August 17, 1949 (Public Law 238), \$760,000, to remain available until expended.

47 Stat. 412.

Salaries and expenses, public buildings and grounds outside the District of Columbia: For an additional amount for "Salaries and expenses, public buildings and grounds outside the District of Columbia", without regard to section 322 of the Act of June 30, 1932 (40 U. S. C. 278a), as amended, \$870,000.

For an additional amount for "Salaries and expenses, public buildings and grounds in the District of Columbia and adjacent area", \$260,000.

Ante, p. 639.

BUREAU OF COMMUNITY FACILITIES

For expenses necessary for carrying out the provisions of the Act of August 24, 1949 (Public Law 264), relating to the development of the Territory of Alaska, to remain available until June 30, 1955, \$1,000,000, of which not to exceed \$125,000 shall be available for administrative expenses, including the purchase of not to exceed two passenger motor vehicles; and, in addition, the General Services Administration is authorized to enter into contracts in an amount not to exceed \$4,000,000 for the purposes of this appropriation.

Ante, p. 627.

Contract authority.

For expenses necessary for carrying out the provisions of S. 2116, Eighty-first Congress, relating to the advance planning of public works, to remain available until expended, \$8,000,000, of which not to exceed \$750,000 shall be available for administrative expenses, including personal services in the District of Columbia; and, in addition, the General Services Administration is authorized to enter into contracts, in an amount not to exceed \$17,000,000, for the purposes of this appropriation: *Provided*, That funds available to the Bureau of Community Facilities during the fiscal year 1950 shall not be available for the operation of in excess of sixty passenger-carrying motor vehicles: *Provided further*, That this paragraph shall be effective only upon enactment into law of S. 2116 during the first session of the Eighty-first Congress.

Ante, p. 841.

Contract authority.

Restriction on use of funds.

For expenses necessary to carry out the provisions of the Act of September 10, 1949 (Public Law 306), relating to assistance to certain local school agencies, \$7,250,000, of which (a) not to exceed \$125,000 shall be available for administrative expenses thereunder, including personal services in the District of Columbia until June 30, 1950; (b) not to exceed \$25,000 shall be available for similar administrative expenses during the period July 1 through September 30, 1950, incident to the liquidation of obligations incurred prior to July 1, 1950; and (c) \$50,000 shall be available exclusively for the payment of accumulated and accrued leave, until December 31, 1950.

Ante, p. 697.

Limitations.

Accumulated and accrued leave.

HOUSING AND HOME FINANCE AGENCY

The Housing and Home Finance Administrator is hereby authorized to purchase, with funds appropriated pursuant to section 3 of Public Law 52, Eighty-first Congress, notes or other obligations issued by the Alaska Housing Authority to obtain funds for its general overhead expenses in the development of a program pursuant to the authority conferred under said section: *Provided*, That the total amount of such notes or other obligations shall not exceed one-half of 1 per centum of such appropriated funds.

Ante, p. 68.

FEDERAL HOUSING ADMINISTRATION

The amount made available under this head in the Independent Offices Appropriation Act, 1950, as increased by the Supplemental Appropriation Act, 1950, for administrative expenses of the Federal Housing Administration, is further increased by \$550,000.

Ante, p. 658.

Ante, p. 871.

NATIONAL MEDIATION BOARD

ARBITRATION AND EMERGENCY BOARDS

For an additional amount for "Arbitration and emergency boards", \$75,000.

Ante, p. 297.

UNITED STATES MARITIME COMMISSION

WAR SHIPPING ADMINISTRATION LIQUIDATION

Ante, p. 651.

61 Stat. 697.

Notwithstanding the limitation under this head in the Independent Offices Appropriation Act, 1950, on the amount available from the unexpended balance of the appropriation to the Secretary of the Treasury in the Second Supplemental Appropriation Act, 1948, for liquidation of obligations approved by the General Accounting Office as properly incurred against funds of the War Shipping Administration prior to January 1, 1947, the entire unexpended balance of said appropriation shall remain available during the fiscal year 1950 for liquidation of such obligations.

VETERANS' ADMINISTRATION

ADMINISTRATION, MEDICAL, HOSPITAL, AND DOMICILIARY SERVICES

61 Stat. 604.
Board of Veterans
Appeals.

For an additional amount for "Administration, medical, hospital, and domiciliary services", not exceeding \$15,000,000 of the unobligated balance of funds appropriated for such purposes for the fiscal year 1949, to be transferred to this appropriation: *Provided*, That not exceeding \$1,725,211 of funds available for such purposes during the fiscal year 1950 may be used for the Board of Veterans Appeals.

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH ADMINISTRATION

OFFICE OF ADMINISTRATOR

Buildings and Facilities

For replacement of a granary building, equipment, and inventory at the Agricultural Research Center, including architectural and other costs in connection therewith, \$150,000.

RURAL ELECTRIFICATION ADMINISTRATION

SALARIES AND EXPENSES

Ante, pp. 345, 374.

For an additional amount for "Salaries and expenses", \$650,000.

FEDERAL CROP INSURANCE CORPORATION

ADMINISTRATION OF FEDERAL CROP INSURANCE ACT

Ante, p. 346.

For an additional amount for "Operating expenses", \$1,000,000.

COMMODITY CREDIT CORPORATION

ADMINISTRATIVE EXPENSES

Ante, p. 346.

The limitation under this head in the Department of Agriculture Appropriation Act, 1950, on the amount available for administrative expenses of the Corporation, is increased from "\$12,000,000" to "\$15,000,000".

DEPARTMENT OF COMMERCE

CIVIL AERONAUTICS ADMINISTRATION

60 Stat. 170.
49 U. S. C. §§ 1101-
1119; Supp. II, § 1101
et seq.
Ante, pp. 478, 480,
603, 605, 903, 925.

For an additional amount for "Claims, Federal Airport Act", \$476,875, to remain available until June 30, 1953, as follows: Los Angeles Municipal Airport, Los Angeles, California, \$261,528; Porterville Municipal Airport, Porterville, California, \$44,279; Pinellas

County International Airport, Pinellas County, Florida, \$47,308; Millville Municipal Airport, Millville, New Jersey, \$34,230; Alice Municipal Airport, Alice, Texas, \$84,580; and Milford Municipal Airport, Milford, Utah, \$4,950.

DEPARTMENT OF DEFENSE

DEPARTMENT OF THE ARMY

MILITARY FUNCTIONS

CORPS OF ENGINEERS

Military Construction, Army

Not to exceed \$600,000 of funds appropriated under this heading in the Military Functions Appropriation Act, 1949, are hereby made available for transfer to the Bureau of Reclamation, Department of the Interior, to be available until expended, for the repair and reconstruction of the desilting basin and appurtenant works of the Gila project, Arizona, at Imperial Dam.

For an additional amount for "Military construction, Army", for carrying out the purposes of H. R. 6303, Eighty-first Congress, to remain available until expended, \$32,000,000, of which \$1,545,000 shall be available for transfer to the appropriation "Engineer Service, Army", fiscal year 1950; and, in addition, the Secretary of the Army is authorized to enter into contracts for the purposes of this appropriation in an amount not to exceed \$48,863,700: *Provided*, That the same purposes applicable to this appropriation as contained in the National Military Establishment Appropriation Act, 1950, shall apply: *Provided further*, That this paragraph shall be effective only upon enactment into law, during the first session of the Eighty-first Congress, of H. R. 6303.

Transfer of funds.
62 Stat. 659.

Gila project, Ariz.

Post, p. 996.
Ante, p. 943.

Post, p. 995.
Contract authority.

Post, p. 987.

Ante, p. 943.

DEPARTMENT OF THE NAVY

OFFICE OF THE SECRETARY

Operation and Conservation of Naval Petroleum Reserves

Naval Petroleum Reserve Numbered 4, Alaska: For an additional amount for "Naval Petroleum Reserve Numbered 4, Alaska", \$3,000,000, to remain available until June 30, 1951.

SHIPBUILDING

Increase and Replacement of Naval Vessels

For an additional amount for "Construction and machinery", \$30,000,000.

Post, p. 1009.

REPAIR FACILITIES, NAVY

The amount of the reduction in the appropriation "Repair Facilities, Navy", provided for in title VII of the National Military Establishment Appropriation Act, 1950, is hereby changed to \$18,448,439.

Appropriations under the head "Repair Facilities, Navy", shall not be available for expenditure after June 30, 1950, except for payment of claims certified under the Surplus Fund—Certified Claims Act of 1949. Any unexpended balances remaining on said date shall revert to the Treasury in the manner provided by said Act for lapsed appropriations and the account shall be abolished.

Post, p. 1024.
Restriction.

Ante, p. 407.

BUREAU OF YARDS AND DOCKS

PUBLIC WORKS

Post, p. 1011.*Ante*, p. 943.

Contract authority.

For an additional amount for "Public works", for carrying out the purposes of H. R. 6303, Eighty-first Congress, to remain available until expended, \$10,000,000; and, in addition, the Secretary of the Navy is authorized to enter into contracts for the purposes of this appropriation in an amount not to exceed \$15,414,000: *Provided*, That the same purposes applicable to this appropriation as contained in the National Military Establishment Appropriation Act, 1950, shall apply: *Provided further*, That this paragraph shall be effective only upon enactment into law, during the first session of the Eighty-first Congress, of H. R. 6303.

Post, p. 987.

DEPARTMENT OF THE AIR FORCE

Acquisition and Construction of Real Property

Ante, p. 876; *post*, p. 1014.*Ante*, p. 943.

Contract authority.

For an additional amount for "acquisition and construction of real property", for carrying out the purposes of H. R. 6303, Eighty-first Congress, to remain available until expended, \$20,000,000; and, in addition, the Secretary of the Air Force is authorized to enter into contracts for the purposes of this appropriation in an amount not to exceed \$28,834,770: *Provided*, That the same purposes applicable to this appropriation as contained in the National Military Establishment Appropriation Act, 1950, shall apply: *Provided further*, That this paragraph shall be effective only upon enactment into law, during the first session of the Eighty-first Congress, of H. R. 6303.

Post, p. 987.*Ante*, p. 936.*Ante*, p. 876; *post*, p. 1014.

Contract authority.

For an additional amount, subject to the enactment of S. 1267, Eighty-first Congress, for "acquisition and construction of real property", to enable the Secretary of the Air Force, subject to the approval of the Secretary of Defense, to carry out the purposes of S. 1267, Eighty-first Congress, \$6,000,000, to be available until expended, and in addition thereto, the Secretary of the Air Force is authorized to enter into contracts for the purposes of S. 1267, in an amount not to exceed \$24,000,000.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

RECLAMATION FUND

32 Stat. 388.
43 U. S. C. § 391.

The following sums are appropriated out of the reclamation fund created by the Act of June 17, 1902, as follows:

General Offices

Ante, p. 85.

62 Stat. 1125.

Salaries and expenses (other than project offices): For an additional amount, fiscal year 1949, for "Salaries and expenses (other than project offices)", for obligations legally incurred but not otherwise provided for, \$8,581.68.

Rehabilitation and Betterment

Ante, p. 724.

For rehabilitation and betterment of existing projects in accordance with Public Law 335, approved October 7, 1949, \$2,500,000, to be derived from the reclamation fund and to remain available until expended.

NATIONAL PARK SERVICE

MISSISSIPPI RIVER PARKWAY

For expenses necessary for a survey to determine the feasibility of constructing a national parkway along the route of the Mississippi

River, as authorized by the Act approved August 24, 1949 (Public Law 262), including personal services in the District of Columbia, purchase of not to exceed five passenger motor vehicles, and printing and binding, \$150,000, to remain available until June 30, 1951.

Ante, p. 626.

Appropriations available to the National Park Service for the fiscal year 1950 shall be available for the purchase of five passenger motor vehicles in addition to the number specified in the Interior Department Appropriation Act, 1950.

Vehicles.

Ante, p. 795.

FISH AND WILDLIFE SERVICE

SALARIES AND EXPENSES

For an additional amount for "Propagation of food fishes", to remain available until June 30, 1951, \$706,000, including acquisition of lands needed in connection with certain fish cultural stations, as authorized by the Act of August 18, 1949 (Public Law 249).

Ante, p. 795.

For an additional amount for "Investigations respecting food fishes", \$101,000.

Ante, p. 615.

Ante, p. 795.

For an additional amount for "Commercial fisheries", \$83,000.

Ante, p. 795.

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES AND GENERAL ADMINISTRATION

DAMAGE CLAIMS

For an additional amount, fiscal year 1949, for "Damage claims", \$752.74.

62 Stat. 316.

BUREAU OF PRISONS

SUPPORT OF UNITED STATES PRISONERS

For an additional amount, fiscal year 1949, for the "Support of United States prisoners", \$110,000.

62 Stat. 320.

Ante, p. 244.

DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

SALARIES AND EXPENSES, OFFICE OF THE SOLICITOR

For an additional amount for "Salaries and expenses, Office of the Solicitor", \$11,000.

Ante, pp. 283, 876.

WAGE AND HOUR DIVISION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$84,000.

Ante, pp. 284, 876.

POST OFFICE DEPARTMENT

(Out of the postal revenues)

DEPARTMENTAL SERVICE

SALARIES

For an additional amount for "Office of the Postmaster General", \$17,000.

Ante, p. 387.

ADVISORY BOARD

For per diem compensation and travel expenses of the "Advisory Board", \$15,000.

RESEARCH AND DEVELOPMENT PROGRAM

Ante, p. 608.
60 Stat. 810.

For personal services, travel, and miscellaneous expenses necessary for the establishment and operation of the research and development program authorized by the Act of August 16, 1949 (Public Law 231), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$74,000.

FIELD SERVICE

OFFICE OF THE POSTMASTER GENERAL

Ante, p. 368.

For an additional amount for "Travel and miscellaneous expenses", \$1,000; and appropriations under this head for the fiscal year 1950 shall be available for travel expenses of the Deputy Postmaster General.

Damage Claims

Ante, p. 368.

For an additional amount for "Damage claims", \$90,000.

OFFICE OF THE CHIEF INSPECTOR

Ante, p. 368.

For an additional amount for "Miscellaneous expenses, Inspection Service", \$200,000.

OFFICE OF THE SECOND ASSISTANT POSTMASTER GENERAL

Ante, p. 371.
Ante, p. 371.
Ante, pp. 371, 746.

For an additional amount for "Electric car service", \$112,000.
For an additional amount for "Foreign air mail service", \$15,692,000.
For an additional amount for "Domestic air mail service", \$22,564,000.

OFFICE OF THE FOURTH ASSISTANT POSTMASTER GENERAL

Ante, p. 372.

For an additional amount for "Vehicle service", \$5,500,000.

STATE DEPARTMENT

Agreement by Finland.

For payment to the Government of Finland in settlement of claims arising out of the requisitioning of Finnish vessels by the United States, \$5,500,000, together with interest thereon at 4 per centum per annum from June 30, 1949, to the date of payment: *Provided*, That the funds made available by this paragraph shall be subject to the agreement of the Government of Finland that such payment shall constitute full satisfaction of obligations of the United States incident to the requisitioning of the following-named Finnish vessels in 1941 and 1942: Aagot, Advance, Anja, Asta, Atlas II, Aurora, Delaware, Koura, Kurikka, Kuurtanes, Marisa Thorden, Olivia, Pandia, Saimaa, and Wipunen.

TITLE II—CLAIMS FOR DAMAGES, AUDITED CLAIMS, AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in House Document Numbered 366, Eighty-first Congress, \$733,241.42, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due

to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

TITLE III—REDUCTIONS IN APPROPRIATIONS

UNITED STATES MARITIME COMMISSION

Funds available under the title "Working Fund, United States Maritime Commission (Navy and War Departments)", are hereby reduced in the amount of \$30,500,000, and funds available under the title "Working Fund, United States Maritime Commission, War Shipping Administration Functions, December 31, 1946", are hereby reduced in the amount of \$800,000, such amounts to be carried to the surplus fund and covered into the Treasury immediately upon approval of this Act: *Provided*, That the United States Maritime Commission, the Department of the Navy, and the Department of the Army shall not be required to effect further inter-agency or intra-agency transfers of funds on account of obligations for ship construction, acquisition, conversion, reconversion, repair, or similar work ordered and performed under said titles prior to the fiscal year 1949: *Provided further*, That balances remaining under said titles shall be available until June 30, 1950, for payments to other than governmental agencies on account of obligations properly incurred under said titles.

VETERANS' ADMINISTRATION

The sum of \$1,000,000 of the unobligated balance of funds appropriated to the Veterans' Administration for the fiscal year 1949, for "Administration, medical, hospital, and domiciliary services", is hereby carried to the surplus fund and covered into the Treasury immediately upon approval of this Act.

62 Stat. 1200.

TITLE IV—GENERAL PROVISIONS

SEC. 401. No part of any appropriation contained in this Act, or of funds made available for expenditure by any corporation included in this Act, shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow

Persons engaging, etc., in strikes against or advocating overthrow of U. S. Government.

Affidavit.

Penalty.

of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation or fund contained in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Ratification and confirmation of obligations.

Ante, pp. 738, 869.

Ante, p. 973.

SEC. 402. All obligations incurred during the period between June 30, 1949, and the date of enactment of any regular annual appropriation Act for the fiscal year 1950, the "Third Deficiency Appropriation Act, 1949", the "Supplemental Appropriation Act, 1950", or the "Second Supplemental Appropriation Act, 1950", in anticipation of the appropriations or authority contained in any such Act are hereby ratified and confirmed if in accordance with the provisions of such Act when enacted into law.

Short title.

SEC. 403. This Act may be cited as the "Second Supplemental Appropriation Act, 1950".

Approved October 28, 1949.

[CHAPTER 784]

AN ACT

October 29, 1949

[S. 1479]

[Public Law 431]

To discontinue the operation of village delivery service in second-class post offices, to transfer village carriers in such offices to the city delivery service, and for other purposes.

Village delivery service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 9 of the Act entitled "An Act making appropriations for the service of the Post Office Department for the fiscal year ending June 30, 1913, and for other purposes", approved August 24, 1912 (U. S. C., title 39, sec. 153), is amended by striking out the words "second or".

37 Stat. 559.

Discontinuance of delivery service in second-class post offices.

SEC. 2. The operation by the Post Office Department of village delivery service in second-class post offices shall be discontinued. All such post offices, which on the effective date of this Act have village delivery service, shall hereafter have city delivery service and all carriers of the village delivery service in such offices shall be classified as carriers in the city delivery service in accordance with the provisions of this Act.

City delivery service.

Salary grades.

SEC. 3. (a) In assigning carriers in the village delivery service to salary grades in the city delivery service, each village carrier shall be assigned to the lowest grade provided for regular positions in the city delivery service. Each such carrier shall retain credit in his position in the city delivery service for all annual and sick leave which he has accrued and for compensatory time off due for service performed.

Leave credit.

Restriction.

(b) No village carrier transferred to the city delivery service by this Act shall, by reason of such transfer, be entitled to any additional compensation for services performed prior to the effective date of this Act.

Effective date.

SEC. 4. This Act shall take effect on the first day of the first calendar month following the date of enactment.

Approved October 29, 1949.

[CHAPTER 785]

AN ACT

October 29, 1949

[S. 1825]

[Public Law 432]

To amend the Postal Pay Act of 1945, approved July 6, 1945, so as to provide promotions for temporary employees of the mail equipment shops.

Postal Pay Act of 1946, amendment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection

(f) of section 18 of the Act entitled "An Act to reclassify the salaries of postmasters, officers, and employees of the Postal Service; to establish uniform procedures for computing compensation; and for other purposes", approved July 6, 1945, as amended, is amended to read as follows:

"(f) Each temporary employee in the mail equipment shops paid on an annual basis shall be paid at the rate of pay of the lowest grade provided for a regular employee in the same type of position in which such temporary employee is employed, and shall, at the beginning of the quarter following the completion of one year's satisfactory service in each pay status, be advanced successively to the rates of pay of the next higher grade of such position: *Provided*, That no temporary employee shall be paid at a rate higher than that provided herein for the highest automatic grade of the position in which he is employed: *Provided further*, That when a temporary employee is appointed to a regular position in the mail equipment shops, the employee shall be assigned to a salary grade corresponding to his salary as a temporary employee at the time of such appointment. Any fractional part of a year's temporary service accumulated since the last compensation increase as a temporary shall be included with the regular service of a regular employee in determining eligibility for promotion to the next higher grade following appointment to a regular position."

SEC. 2. Any period of continuous satisfactory service as a temporary employee in the mail equipment shops performed by any such temporary employee prior to the effective date of this Act shall be creditable for a promotion to the rate of pay of the second grade provided for a regular employee in the same type of position in which such temporary employee is employed.

SEC. 3. This Act shall become effective at the beginning of the quarter following the date of enactment.

Approved October 29, 1949.

[CHAPTER 786]

AN ACT

To amend the Federal Farm Loan Act, as amended, to authorize loans through national farm-loan associations in Puerto Rico; to modify the limitations on Federal land-bank loans to any one borrower; to repeal provisions for subscriptions to paid-in surplus of Federal land banks and cover the entire amount appropriated therefor into the surplus fund of the Treasury; to effect certain economies in reporting and recording payments on mortgages deposited with the registrars as bond collateral, and canceling the mortgage and satisfying and discharging the lien of record; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 4 of the Federal Farm Loan Act, as amended (title 12, U. S. C. 672), is hereby further amended by adding a new paragraph to said section immediately following the second paragraph thereof to read as follows:

"Notwithstanding the provisions of this section, loans may be made in Puerto Rico and Alaska through national farm-loan associations, and the interest rate applicable to such loans shall be as provided in section 12 of this Act. Said associations shall be organized pursuant to section 7 of this Act, except that, upon the recommendation of the Federal land bank concerned, any such national farm-loan association may be organized by ten or more borrowers who have obtained direct loans through a branch bank which aggregate not less than \$20,000, and who reside in a locality which may be covered and served conveniently by the charter of a national farm-loan association and any

59 Stat. 468.
39 U. S. C. § 868 (f).

Mail equipment shops.
Promotion of temporary employee.

Limitation.

Appointment to regular position.

Creditable service.

Effective date.

October 29, 1949

[H. R. 3699]

[Public Law 433]

Federal Farm Loan Act, amendments.
39 Stat. 362.

Loans in Puerto Rico and Alaska.

39 Stat. 370.
12 U. S. C. §§ 771, 772.

Post, p. 986.
39 Stat. 365.

12 U. S. C. §§ 711-723.
Post, p. 986.

national farm-loan association after it has become organized may permit any direct-loan borrower through a branch bank to join the association. As to any direct-loan borrower through a branch bank who participates in the organization of a national farm-loan association or joins a national farm-loan association after it has become organized (1) the association shall endorse, and thereby become liable for the payment of, his mortgage loan held by the Federal land bank; (2) the stock in the Federal land bank held by him shall be exchanged for a like amount of stock in said bank issued in the name of the association and the association shall issue a like amount of its stock to him, all in the manner and subject to the terms and conditions provided in the fifteenth paragraph of section 7 of this Act (title 12, U. S. C. 723 (d)); and (3) the interest rate payable by him, beginning with the next regular installment date following the endorsement of his loan, shall be reduced to a rate one-half of 1 per centum per annum less than the rate paid by him prior to such endorsement."

48 Stat. 45.

47 Stat. 1547.

(b) The first sentence of the twelfth paragraph of section 7 of the Federal Farm Loan Act, as amended (title 12 U. S. C. 723 (a)), is further amended by striking the words "in the continental United States".

39 Stat. 371.

Maximum amount
of loan.

SEC. 2. Paragraph "Seventh" of section 12 of the Federal Farm Loan Act (title 12, U. S. C. 771) is hereby amended to read as follows:

"Seventh. The amount of loans to any one borrower shall in no case exceed a maximum of \$100,000, but loans to any one borrower shall not exceed \$25,000 unless approved by the Land Bank Commissioner, nor shall any one loan be for a less sum than \$100, but preference shall be given to applications for loans of \$10,000 and under."

Repeal.

47 Stat. 14.

Surplus fund.

SEC. 3. All of paragraph "Tenth" of section 13 of the Federal Farm Loan Act, as amended (title 12, U. S. C. 781, Tenth), except the first and third sentences thereof is hereby repealed. The Secretary of the Treasury shall cause to be carried to the surplus fund and covered into the Treasury the total amount appropriated for subscriptions to paid-in surplus of the Federal land banks and now held in the revolving fund created pursuant to the provisions of law hereby repealed.

39 Stat. 373.

Reporting and re-
cording of mortgage
payments.

SEC. 4. The first paragraph of section 22 of the Federal Farm Loan Act, as amended (title 12, U. S. C. 891), is hereby amended to read as follows:

"Whenever any Federal land bank, or joint-stock land bank, shall receive any principal payments upon any first mortgage or bond pledged as collateral security for the issue of farm-loan bonds, it shall forthwith notify the farm-loan registrar thereof as may be required by the Farm Credit Administration. Said registrar shall reflect such payment on his records in such manner as may be prescribed by the Farm Credit Administration. Upon notice from the bank that any such mortgage is paid in full, said registrar shall cause the same to be delivered to the proper land bank, which shall promptly cancel said mortgage and transmit such canceled mortgage, together with a release or satisfaction thereof as may be required to satisfy and discharge the lien of record, to the original maker thereof, or his heirs, administrators, executors, or assigns."

Cancellation of
mortgage.Farm Credit Dis-
tricts.
50 Stat. 704.
12 U. S. C. § 640a.

SEC. 5. The first sentence of section 5 (a) of the Farm Credit Act of 1937 (50 Stat. 703) is amended to read as follows: "There shall be twelve districts in the United States, including Alaska, Puerto Rico, and Hawaii, which shall be known as Farm Credit Districts and may be designated by number."

Approved October 29, 1949.

[CHAPTER 787]

AN ACT

Making appropriations for the National Security Council, the National Security Resources Board, and for military functions administered by the National Military Establishment for the fiscal year ending June 30, 1950, and for other purposes.

October 29, 1949
[H. R. 4146]
[Public Law 434]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1950, for the National Security Council, the National Security Resources Board, and for military functions administered by the National Military Establishment, and for other purposes, namely:

National Military
Establishment Approp-
riation Act, 1950.
Ante, pp. 876, 979.

TITLE I

NATIONAL SECURITY COUNCIL

Salaries and expenses: For expenses necessary for the National Security Council, including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not in excess of \$50 per diem for individuals; printing and binding; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); acceptance and utilization of voluntary and uncompensated services; and expenses of attendance at meetings concerned with work related to the activity of the Council; \$200,000.

60 Stat. 810.

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.

NATIONAL SECURITY RESOURCES BOARD

Salaries and expenses: For expenses necessary for the National Security Resources Board, including personal services in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not in excess of \$50 per diem; expenses of attendance at meetings of organizations concerned with the work of the National Security Resources Board; printing and binding; travel expenses; the services of domestic and foreign organizations by contract without regard to section 3709, Revised Statutes, as amended; purchase (not to exceed two for replacement only) and hire of passenger motor vehicles; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 2672); a health service program as authorized by law (5 U. S. C. 150); and not to exceed \$5,000 for emergency and extraordinary expenses, to be expended under the direction of the Chairman for such purposes as he deems proper, and his determination thereon shall be final and conclusive; \$3,500,000.

60 Stat. 810.

41 U. S. C. § 5.
Ante, p. 403.

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
60 Stat. 903.

TITLE II—NATIONAL MILITARY ESTABLISHMENT

OFFICE OF THE SECRETARY OF DEFENSE

Salaries and expenses: For expenses necessary for the Office of the Secretary of Defense, the War Council, the Joint Chiefs of Staff and the Joint Staff, the Munitions Board, and the Research and Development Board, including personal services in the District of Columbia; purchase (not to exceed five, including one at not to exceed \$3,000) and hire of passenger motor vehicles; not to exceed \$20,000 for payment of claims pursuant to section 403 of the Federal Tort Claims Act (28

60 Stat. 843; 62 Stat. 1008.
 28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
 Transfer of funds and functions.

U. S. C. 2672) ; and not to exceed \$50,000 for emergency and extraordinary expenses, to be expended under the direction of the Secretary of Defense for such purposes as he deems proper, and his determination thereon shall be final and conclusive; \$11,450,000: *Provided*, That, during the current fiscal year, whenever under authority of law, any function or activity is transferred or assigned from the Departments of the Army, Navy, or Air Force to an agency for which funds are provided under this appropriation, such amounts as may be approved by the Director of the Bureau of the Budget may be transferred to this appropriation from the current appropriation or appropriations available to those Departments for the function or activity so transferred.

RETIRED PAY

Retired Pay, Army, Navy, Marine Corps, and Air Force: For pay, as authorized by law and not otherwise provided for, of military personnel on the retired lists of the Army, Navy, Marine Corps, and the Air Force, \$180,000,000.

TITLE III—DEPARTMENT OF THE ARMY

OFFICE OF THE SECRETARY OF THE ARMY

CONTINGENCIES OF THE ARMY

Special duty in foreign countries.

For emergencies and extraordinary expenses arising in the Department of the Army or any of its subordinate bureaus or offices in the District of Columbia, or in the Army at large, but impossible to be anticipated or classified, including personal services; the actual and necessary expenses or per diem in lieu thereof, as may be determined and approved by the Secretary of the Army, of military and civilian personnel in and under the Department of the Army on special duty in foreign countries; and for examination of estimates of appropriations and of military activities in the field, to be expended on the approval or authority of the Secretary of the Army, and for such purposes as he may deem proper, and his determination thereon shall be final and conclusive upon the accounting officers of the Government and payments from this appropriation may, in the discretion of the Secretary of the Army, be made on his certificate that the expenditures were necessary for confidential military purposes; \$44,168,700.

GENERAL STAFF CORPS

FIELD EXERCISES

Participation by National Guard, etc.

Rental of land, etc.

31 U. S. C. § 529.

57 Stat. 372.
 60 Stat. 843; 62 Stat. 1008.
 28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

For expenses required for the conduct of special field exercises, including participation therein by the National Guard and the Organized Reserves, and including pay and travel of temporary employees and officers and enlisted men of the National Guard and the Organized Reserves, not otherwise provided for, allowances for enlisted men for quarters and rations, troop movements and travel of personnel of the Regular Army, in connection with special field exercises, including special combat training for small units, movement of matériel, maintenance and operation of structures and utilities, rental of land or purchase of options to rent land without reference to section 3648, Revised Statutes, use or repair of private property, and any other requisite supplies and services, and for settlement of claims resulting from such exercises, under the provisions of the Act of July 3, 1943 (31 U. S. C. 223b), as amended, and under section 403 of the Federal Tort Claims Act (28 U. S. C. 2672), \$6,000,000.

NATIONAL WAR COLLEGE

For expenses, not otherwise provided for, of the National War College, including the purchase of the necessary special stationery; textbooks, books of reference, scientific and professional papers; maps, police utensils; expenses of special lectures; contingencies for the Commandant of the National War College to be expended in his discretion (not exceeding \$1,000); purchase, repair, and cleaning of uniforms for guards; pay of employees; \$330,000.

INTER-AMERICAN RELATIONS, DEPARTMENT OF THE ARMY

For expenses necessary to enable the Secretary of the Army to adopt such measures, appropriate to the functions and activities of the Department of the Army, as he may deem advisable, to promote better relations with the other American countries, including transportation and subsistence expenses, while traveling in the Western Hemisphere, of Army officers and military students of the other American countries and Army officers of the United States, \$565,000.

FINANCE DEPARTMENT

FINANCE SERVICE, ARMY

For Finance Service, Army, to be accounted for as one fund, as follows—

Pay of the Army: For pay and allowances of the Army of the United States, including pay of Reserve officers and officers of the National Guard of the United States ordered to active duty under the provisions of section 515d of the Officer Personnel Act of 1947, and section 37a and the fourth paragraph of section 38 of the National Defense Act, as amended; pay of civilian employees at military headquarters; allowances for quarters for enlisted men on duty where public quarters are not available; interest on soldiers' deposits; payment of life insurance premiums authorized by law; payment of exchange fees and exchange losses incurred by disbursing officers or their agents; repayment of amounts determined by the Secretary of the Army, or officers designated by him, to have been erroneously collected from military and civilian personnel in and under the Department of the Army; and losses in the accounts of Army disbursing officers in accordance with the Acts of December 13, 1944 (31 U. S. C. 95a), December 23, 1944 (50 U. S. C. 1705-1707), and July 26, 1947 (Public Law 248); \$1,448,350,000, of which not to exceed \$47,000,000 may be transferred to the appropriation "Finance Service, Army, 1949", and which shall also be available to pay mustering-out payments, as authorized by the "Mustering-Out Payment Act of 1944", as amended (38 U. S. C. 691-691g), to persons who were or may be denied such payments because they were discharged from the Army to enter the United States Military Academy or the United States Naval Academy and subsequently were discharged from either academy because of physical disability: *Provided*, That section 212 of the Act of June 30, 1932 (5 U. S. C. 59a), shall not apply to retired military personnel on duty at the United States Soldiers' Home: *Provided further*, That hereafter no officer of the Army shall be entitled to receive an addition to his pay in consequence of the provisions of the Act approved May 11, 1908 (10 U. S. C. 803).

No payment shall be made from money appropriated in this Act to any officer on the retired list of the Army who, for himself or for others, is engaged in the selling of, contracting for the sale of, or negotiating for the sale of, to the Department of the Army, any war materials or supplies;

Reserve and National Guard officers.

61 Stat. 907.
10 U. S. C., Supp. II, § 506d (d).
41 Stat. 770; 49 Stat. 391.
10 U. S. C. §§ 364, 369; Supp. II, § 361;
32 U. S. C. § 81c.
Ante, p. 836.

Repayments of amounts erroneously collected.

58 Stat. 800, 921.
31 U. S. C., Supp. II, § 95a notes; 50 U. S. C. app. §§ 1705-1707.
61 Stat. 493.
31 U. S. C., Supp. II, § 95a note.
62 Stat. 650.
58 Stat. 8.
38 U. S. C., Supp. II, § 691a *et seq.*

47 Stat. 406.

35 Stat. 108.
10 U. S. C., Supp. II, § 803 note.
Ante, p. 838.
Retired officers engaged in selling supplies to Army.

TRAVEL OF THE ARMY

Travel charges
against other appro-
priations.

Ante, p. 988; *post*,
pp. 995, 999-1002.

Ante, pp. 988, 989.

For travel allowances and travel in kind, as authorized by law, for persons traveling in connection with the military activities of the Department of the Army, including mileage, transportation, reimbursement of actual expenses, or per diem allowances, to officers, contract surgeons, and others whose rank, pay and allowances are assimilated to officers; transportation of troops; transportation, or reimbursement therefor, of cadets, enlisted men, recruits, recruiting parties, applicants for enlistment between places of acceptance for enlistment and recruiting stations, rejected applicants for enlistment, general prisoners, cadets and accepted cadets from their homes to the Military Academy, discharged cadets, civilian employees, civilian witnesses before courts martial, and dependents of civilian and military personnel; travel pay to discharged military personnel; transportation of discharged or paroled prisoners and persons discharged from Saint Elizabeths Hospital after transfer thereto from the military service; transportation of persons discharged other than honorably; monetary allowances for liquid coffee for troops traveling when supplied with cooked or travel rations; commutation of quarters and rations to enlisted men traveling on detached duty when it is impracticable to carry rations, and to applicants for enlistment and general prisoners traveling under orders; per diem allowances or actual cost of subsistence while in a travel status, to civilian employees and civilian witnesses before courts martial; for rental of camp sites and the local procurement of communication service, fuel, light, water service, and other necessary supplies and services incident to individual or troop movements, including transportation of organizational equipment and impedimenta; and for transportation of authorized baggage of military and civilian personnel, including packing and unpacking; \$80,000,000: *Provided*, That other appropriations for the Department of the Army shall be charged with such amounts as may be required for travel in connection with development, procurement, production, maintenance, or construction activities; and, with such exception, no other Army appropriation in this Act shall be available for any expense for or incident to travel of personnel of the Regular Army or civilian employees under the Department of the Army, except the appropriation "Contingencies of the Army" and the appropriations for Engineer Service, Army, the Army National Guard, the Organized Reserves, the Reserve Officers' Training Corps, and the National Board for the Promotion of Rifle Practice, and except as may be provided for in the appropriations "Special Field Exercises", and "Inter-American Relations, Department of the Army";

EXPENSES OF COURTS MARTIAL

For expenses of courts martial, courts of inquiry, military commissions, retiring boards, and compensation of reporters and witnesses attending same, contract stenographic reporting services, and expenses of taking depositions and securing other evidence for use before the same, \$65,000;

APPREHENSION OF DESERTERS

For the apprehension, securing, and delivering of soldiers absent without leave and of deserters, including escaped military prisoners, and the expenses incident to their pursuit; and no greater sum than \$25 for each deserter or escaped military prisoner shall, in the discretion of the Secretary of the Army, be paid to any civil officer or citizen for such services and expenses; for expenses incident to confinement of

military prisoners in nonmilitary facilities; for a donation of not to exceed \$10 to each civilian prisoner upon each release from an Army prison and each soldier discharged otherwise than honorably upon each release from confinement under court-martial sentence; and for a donation of not to exceed \$10 to each person discharged for fraudulent enlistment as authorized by law, \$200,000;

Dishonorable discharge.

Discharge for fraudulent enlistment.

FINANCE SERVICE

For compensation of clerks and other employees of the Finance Department, \$28,500,000;

Claims for damage to or loss or destruction of property, or personal injury, or death: For payment of claims under the Act approved July 3, 1943 (31 U. S. C. 223b), as amended, and under section 403 of the Federal Tort Claims Act (28 U. S. C. 2672), not otherwise provided for, \$1,250,000;

Claims of military and civilian personnel of the Department of the Army for destruction of private property: For the payment of claims for private property lost, destroyed, captured, abandoned, or damaged in the military service of the United States, under the provisions of the Military Personnel Claims Act of 1945, \$1,250,000;

57 Stat. 372.

60 Stat. 843; 62 Stat. 1008.

28 U. S. C., Supp.

II, § 2672.

Ante, pp. 62, 106.

59 Stat. 225.

31 U. S. C. §§ 222c, 222d, 223b.

QUARTERMASTER CORPS

QUARTERMASTER SERVICE, ARMY

For Quartermaster Service, Army, to be accounted for as one fund, as follows—

Welfare of enlisted men: For the equipment and conduct of school, reading, lunch, and amusement rooms, service clubs, chapels, gymnasiums, and libraries, including periodicals and other publications and subscriptions for newspapers, transportation of books and equipment for these services, rental of films, purchase of slides for and making repairs to moving-picture outfits, and for similar and other recreational purposes at training and mobilization camps now established or which may be hereafter established, including expenses for the entertainment and instruction of enlisted personnel, \$6,700,000: *Provided*, That this appropriation shall be available for the instruction of officers on the same basis as enlisted men.

Recreational facilities, etc.

Instruction of officers.

SUBSISTENCE OF THE ARMY

For purchase of subsistence supplies for issue as rations to troops, including retired enlisted men when ordered to active duty, civil employees when entitled thereto, hospital matrons, applicants for enlistment while held under observation, general prisoners of war, and general prisoners at posts; ice for issue to organizations of enlisted men and for cooling drinking water at such places as the Secretary of the Army may determine, and for preservation of stores; subsistence of the masters, officers, crews, and employees of the vessels of the Army Transport Service; meals for recruiting parties and applicants for enlistment while under observation; sales to officers, including members of the Officers' Reserve Corps while on active duty, and enlisted men of the Army; payment of the regulation allowances of commutation in lieu of rations to enlisted men on furlough and to enlisted men when stationed at places where rations in kind cannot be economically issued, including retired enlisted men when ordered to active duty; payment of the regulation allowance of commutation in lieu of rations for enlisted men, applicants for enlistment while held under observation, civilian employees who are entitled to subsistence at public expense, and general prisoners while sick in hospitals,

Army Transport Service.

Sales to officers, etc.

Allowances.

to be paid to the surgeon in charge; advertising; for subsistence of supernumeraries necessitated by emergent military circumstances; prizes to be established by the Secretary of the Army for enlisted men of the Army who graduate from the Army schools for bakers and cooks; and for other necessary expenses incident to the purchase, testing, care, preservation, issue, sale, and accounting for subsistence supplies for the Army; in all, \$255,000,000: *Provided*, That none of the funds appropriated in this title shall be used for the payment of any subsidy on agricultural or other products: *Provided further*, That no part of this or any other appropriation contained in this Act shall be available for the procurement of any article of food or clothing not grown or produced in the United States or its possessions, except to the extent that the Secretary of the Army shall determine that a satisfactory quality and sufficient quantity of any articles of food or clothing grown or produced in the United States or its possessions cannot be procured as and when needed at United States market prices and without unduly increasing future United States market prices and except procurements by vessels in foreign waters and emergency procurements or procurements of highly perishable foods by establishments located outside the continental United States, except the Territories of Hawaii and Alaska, for the personnel attached thereto: *Provided further*, That notwithstanding the provisions of the foregoing proviso, the Secretary of the Army is authorized to purchase from the Commodity Credit Corporation any food products owned and stored by such Corporation which the Secretary determines to be of a satisfactory quality for the use of the Military Establishment, or for civilian feeding in occupied areas;

Prizes.

Payment of subsidies.

Procurement of food or clothing not produced in U. S.

Purchase of food products from CCC.

REGULAR SUPPLIES OF THE ARMY

For supplies, services, and other expenses, not otherwise provided for, incident to the design, development, procurement, manufacture, care, protection, alteration, repair, maintenance, installation, storage, and issue of Quartermaster Corps supplies, materials, and equipment (exclusive of fixed installations in buildings otherwise provided for), including petroleum and other products, market reports and personal services; for supplies and equipment for troops and general service schools; for operation of field printing plants not otherwise provided for and contract printing and binding; for purchase, subsistence, and care of animals required in connection with Army training and other activities; for straw for soldiers' bedding; for expenses incident to raising and harvesting forage on military reservations, including, when specifically authorized by the Secretary of the Army, the cost of irrigation; \$115,000,000;

CLOTHING AND EQUIPAGE

For cloth, woolens, materials, and for the purchase and manufacture of clothing for the Army, including retired enlisted men when ordered to active duty, for issue and for sale; for payment of commutation of clothing due to warrant officers of the mine-planter service and to enlisted men; for altering and fitting clothing and washing and cleaning when necessary, including laundry work for enlisted men while patients in a hospital; for operation of laundries, existing or now under construction, including purchase and repair of laundry machinery therefor; for the authorized issues of articles for use of general prisoners confined at military posts without pay or allowances, and for applicants for enlistment while held under observation; for equipment and repair of equipment of existing dry-cleaning plants, salvage and sorting storehouses, hat-repairing shops, shoe-repair shops, clothing-repair

shops, and garbage-reduction works; for equipage, including animal-drawn passenger-carrying vehicles; issue of toilet kits to recruits upon their first enlistment; for expenses of packing and handling and similar necessities; for a suit of citizens' outer clothing and an overcoat, when necessary, the cost of all not to exceed \$30, to be issued each person upon each release from an Army prison, each soldier discharged otherwise than honorably, to each enlisted man convicted by civil court for an offense resulting in confinement in a penitentiary or other civil prison, and to each enlisted man ordered interned as an alien enemy, or, for the same reason, discharged without internment; \$192,000,000, of which \$25,000,000 is for payment of obligations incurred pursuant to authority granted under this head in the Military Functions Appropriation Act, 1949;

62 Stat. 655.

INCIDENTAL EXPENSES OF THE ARMY

Postage; hire of laborers in the Quartermaster Corps, including the care of officers' mounts when the same are furnished by the Government; compensation of clerks and other employees of the Quartermaster Corps, and clerks, foremen, watchmen, and organist for the United States Disciplinary Barracks; incidental expenses of recruiting; for activities of chaplains (excluding ritual garments and personal services); for the operation of coffee-roasting plants; for maintenance of Quartermaster branch depots, including utilities; for tests and experimental and development work and scientific research, not otherwise provided for, including that to be performed by the Bureau of Standards for the Quartermaster Corps; for inspection service and instruction furnished by the Department of Agriculture which may be transferred in advance; for such additional expenditures as are necessary and authorized by law in the movements and operation of the Army and at military posts, and not expressly assigned to any other departments; for supplies, services, and other expenses essential in conducting instruction of the Army in tactical or special activities and in the operation of Arm and Service Boards not otherwise provided for; for burial of the dead as authorized by Acts of May 17, 1938 (10 U. S. C. 916-916d), and July 8, 1940 (5 U. S. C. 103a), including remains of personnel of the Army of the United States who die while on active duty, including travel allowances of attendants accompanying remains, communication service, transportation of remains, and acquisition by lease or otherwise of temporary burial sites; \$104,900,000.

Recruiting.

Tests, research, etc.

Burial expenses.

52 Stat. 398.

54 Stat. 743.

TRANSPORTATION CORPS

TRANSPORTATION SERVICE, ARMY

For expenses necessary for the transportation of Army supplies, equipment, funds of the Army, including packing, crating, and unpacking; maintenance and operation of transportation facilities and installations, including the purchase, construction, alteration, operation, lease, repair, development, and maintenance of and research in transportation equipment, including boats, vessels, and railroad equipment; personal services in the District of Columbia; procurement of supplies and equipment; printing and binding; communication service; maps, wharfage, tolls, ferriage, drayage, and cartage; conducting instruction in Army transportation activities; \$332,000,000: *Provided*, That \$32,000,000 of the unexpended balance of the appropriation "Transportation service, Army, 1949", shall remain available until June 30, 1950, and shall be merged with the appropriation "Transportation service, Army", made by this Act: *Provided further*,

Availability of
funds.
62 Stat. 656.

Charges against
other appropriations.

Transfer of vessels.

That during the current fiscal year the cost of transportation from point of origin to the first point of storage or consumption of supplies, equipment, and material in connection with the manufacturing and purchasing activities of the Quartermaster Corps may be charged to the appropriations from which such supplies, equipment, and material are procured: *Provided further*, That vessels under the jurisdiction of the Maritime Commission, the Department of the Army, or the Department of the Navy may be transferred or otherwise made available without reimbursement to any of such agencies upon the request of the head of one agency and the approval of the agency having jurisdiction of the vessels concerned.

SIGNAL CORPS

SIGNAL SERVICE OF THE ARMY

Telegraph systems,
etc.

Vehicles.

Telephone apparatus.

Telegraph lines.

Electrical installations.

Salaries of civilian
employees.

Experimental investigation, etc.

Aircraft warning
service systems.

Liquidation of obligations.

62 Stat. 656.

Purchase, equipment, operation, and repair of military telegraph, telephone, radio, cable, and signaling systems; signal equipment and stores, heliographs, signal lanterns, flags, and other necessary instruments; wind vanes, barometers, anemometers, thermometers, and other meteorological instruments; photographic and cinematographic work performed for the Army by the Signal Corps; motorcycles, motor-driven and other vehicles for technical and official purposes in connection with the construction, operation, and maintenance of communication or signaling systems, and supplies for their operation and maintenance; maps for use of the Signal Corps and in the office of the Chief Signal Officer; telephone apparatus, including rental and payment for commercial, exchange, message, trunk-line, long-distance, and leased-line telephone service at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, excepting telephone service for the various bureaus in the District of Columbia; electric time service; the rental of commercial telegraph lines and equipment, and their operation at or connecting any post, camp, cantonment, depot, arsenal, headquarters, hospital, aviation station, or other office or station of the Army, including payment for official individual telegraph messages transmitted over commercial lines; electrical installations and maintenance thereof at military posts, cantonments, camps, and stations of the Army, fire control and direction apparatus, and matériel for Field Artillery; salaries of civilian employees, including those necessary as instructors at vocational schools; supplies, general repairs, reserve supplies, and other expenses connected with the collection and transmitting of information for the Army by telegraph or otherwise; experimental investigation, research, purchase, and development, or improvements in apparatus, and maintenance of signaling and accessories thereto, including machines, instruments, and other equipment for laboratory and repair purposes; lease, alteration, and repair of such buildings required for storing or guarding Signal Corps supplies, equipment, and personnel when not otherwise provided for, including the introduction of water, electric light and power, sewerage, grading, roads and walks, and other equipment required; for all expenses, not otherwise provided for, incident to the preparation of plans, and construction, purchase, installation, equipment, maintenance, repair, and operation of aircraft warning service systems, and their accessories, including purchase of lands and rights-of-way, acquisition of leaseholds and other interests therein, and temporary use thereof; \$200,000,000, of which \$50,000,000 is for liquidation of obligations incurred pursuant to authority granted under this head in the Military Functions Appropriations Act, 1949: *Provided*, That the sum of

\$402,000 of the appropriation "Signal Service of the Army", 1942-1946, and \$3,520,000 of the appropriation "Signal Service of the Army", 1947, shall remain available until June 30, 1950, for the payment of obligations incurred under contracts executed thereunder prior to July 1, 1946, and July 1, 1947, respectively.

60 Stat. 549.

MEDICAL DEPARTMENT

MEDICAL AND HOSPITAL DEPARTMENT

For the manufacture and purchase of medical and hospital supplies for military posts, camps, hospitals, hospital ships and transports, and supplies required for mosquito destruction in and about military posts in the Canal Zone; operation of the Army Medical Library and Museum under the direct supervision of the Surgeon General; purchase of veterinary supplies and hire of veterinary surgeons; expenses of medical supply depots and maintenance of branch depots; medical care and treatment of patients when entitled thereto by law, regulation, or contract, including their care, treatment, and subsistence in private hospitals, whether on duty or on furlough or on leave of absence except when elective medical treatment has been obtained by such personnel in civilian hospitals or from civilian physicians or dentists; medical care and treatment of authorized personnel of any country whose defense the President deems vital to the defense of the United States when such care and treatment cannot be obtained from medical units of their own country; care and treatment of epidemic and contagious diseases in the Army or at military posts or stations, including measures to prevent the spread thereof, and the payment of reasonable damages, not otherwise provided for, for bedding and clothing injured or destroyed in such prevention; pay of male and female nurses, not including the Army Nurse Corps, and of cooks and other civilians employed for the proper care of patients, under such regulations fixing their number, qualifications, assignments, pay, and allowances as shall have been or shall be prescribed by the Secretary of the Army; pay of internes; pay of civilian physicians employed to examine physically applicants for enlistment and enlisted men and to render other professional services from time to time under proper authority; pay of other employees of the Medical Department; payment of express companies and local transfers employed directly by the Medical Department for the transportation of medical and hospital supplies, including bidders' samples and water for analysis; supply of Army and Navy Hospital at Hot Springs, Arkansas; advertising, and other necessary miscellaneous expenses of the Medical Department; \$68,031,000.

Care and treatment of patients.

Epidemic and contagious diseases.

Internes.
Civilian physicians.

Army and Navy Hospital, Hot Springs, Ark.

CORPS OF ENGINEERS

ENGINEER SERVICE, ARMY

For Engineer Service, Army, to be accounted for as one fund, as follows—

Engineer Service: For the design, development, procurement, manufacture, maintenance, alteration, repair, installation, storage, and issue of engineer equipment, instruments, appliances, supplies, materials, tools and machinery required in the equipment and training of troops and in military operations, including military surveys; operation and maintenance of the Engineer School, including compensation of civilian lecturers, and purchase and binding of scientific and professional books, pamphlets, papers, and periodicals; procurement, preparation, and reproduction of maps and similar data for military purposes; expenses incident to the Engineer Service in military and training operations, including military surveys, engineering planning,

Equipment, instruments, etc.

Engineer School.

Military and training operations.

Railroad construction.

investigation and design, administration of real estate, and research and development of improved methods in such operations, rental of storehouses and grounds, and repair and alteration of buildings, including heat, light, power, water, and communication service, not otherwise provided for and expenses of railroad construction, including purchase or lease of equipment and materials; and the acquisition of lands, rights-of-way thereon, and other interests therein and temporary use thereof; payment of deficiency judgments and interest thereon arising out of condemnation proceedings heretofore instituted, and expenses of utilities relocation not otherwise provided for; \$125,000,000;

BARRACKS AND QUARTERS, ARMY

32 Stat. 282.

Fort Monroe Military Reservation, Va.

Advance rental payments.
56 Stat. 654.
43 U. S. C., Supp. II, § 315q.
Limitations on construction costs.
Ante, p. 988, *infra*.
Post, pp. 999, 1000.

Stabling.

Payment of obligations.
60 Stat. 552.

For expenses necessary for the maintenance, installation, repair, operation, protection, and rental of buildings, structures, grounds, utilities, flying fields, fortifications, and appurtenances thereto, or other facilities required for military use including the procurement of supplies, equipment, fuel, printing, binding, communication services, at the seat of government and elsewhere; manufacture, procurement, purchase, storage, issue, and transportation (including research, planning, design, development, inspection, tests, and the handling) of water, gas, electricity, fuel, tools, machinery, and equipment; construction of additions and extensions to and alterations, improvements, and rehabilitations of existing facilities; the furnishing of heat and light for buildings erected at private cost, in the operation of the Act approved May 31, 1902 (10 U. S. C. 1346), and buildings on military reservations, authorized by Department of the Army regulations to be used for a similar purpose; and expenses of packing and crating and unpacking and uncrating of equipment, material, supplies, baggage, and goods not otherwise provided for, \$187,732,269: *Provided*, That the amounts to be assessed and collected from nonmilitary interests on the Fort Monroe Military Reservation, Virginia, for expenditure in the maintenance, repair, and operation of wharves, roads, sewerage systems, and other utilities at said reservation shall be fixed by the Secretary of the Army during the current fiscal year, in proportion to the service rendered to such nonmilitary interests: *Provided further*, That in administering the provisions of 43 U. S. C. 315q, payments of rentals may be made in advance: *Provided further*, That no part of the funds appropriated in this Act for the Army, except for "Contingencies of the Army", "Military Construction", "Army National Guard" and "Organized Reserves", shall be available for construction of a permanent nature of an additional building or an extension or addition to an existing building, the cost of which in any case exceeds \$30,000: *Provided further*, That none of the Army appropriations in this Act, except for "Contingencies of the Army", "Engineer Service, Army", "Military Construction", "Army National Guard" and "Organized Reserves" shall be available for construction of a temporary nature of an additional building or an extension or addition to an existing building, the cost of which in any case exceeds \$30,000: *Provided further*, That the monthly rental rate to be paid out of this appropriation for stabling any animal shall not exceed \$15: *Provided further*, That the sum of \$9,300,000 of the appropriation "Engineer Service, Army", fiscal year 1947, shall remain available until June 30, 1950, for the payment of obligations incurred under contracts executed thereunder prior to July 1, 1947.

MILITARY CONSTRUCTION, ARMY

Ante, p. 979.
62 Stat. 375.
5 U. S. C., Supp. II, § 626p; 10 U. S. C., Supp. II, §§ 1337b, 1339.

For construction, installations, and equipment of temporary or permanent public works, military installations and facilities, as authorized by the Act of June 12, 1948 (Public Law 626), without

regard to sections 1136 and 3734, Revised Statutes, as amended, including hire of passenger motor vehicles; payment of claims under the Act of July 3, 1943 (31 U. S. C. 223b), and pursuant to section 403 of the Federal Tort Claims Act of August 2, 1946 (28 U. S. C. 2672); \$85,706,120, of which \$75,000,000 is for payment of obligations incurred pursuant to authority granted under this head in the Military Functions Appropriation Act, 1949, to remain available until expended.

ORDNANCE DEPARTMENT

ORDNANCE SERVICE AND SUPPLIES, ARMY

For manufacture, procurement, storage, and issue, including research, planning, design, development, inspection, test, alteration, maintenance, repair, and handling of ordnance material and aircraft, together with the machinery, supplies, and services necessary thereto; supplies and services in connection with the general work of the Ordnance Department, comprising police and office duties, rents, tolls, fuel, light, water, advertising, stationery, typewriting and computing machines, including their exchange, and furniture, tools, and instruments of service; instruction, training, and other incidental expenses of the ordnance service; purchase and hire of passenger motor vehicles; ammunition for military salutes at Government establishments and institutions to which the issues of arms for salutes are authorized; services, material, tools, and appliances for operation of the testing machines and chemical laboratory in connection therewith; publications for libraries of the Ordnance Department, including the Ordnance Office: *Provided*, That, notwithstanding the provisions of any other law not more than \$22,500,000 of the amounts received by the Department of the Army during the current fiscal year as proceeds from the sale of scrap or salvage material shall be available for expenses of transportation, demilitarization, and other preparation for sale or salvage of military supplies, equipment, and matériel: *Provided further*, That a report of receipts and disbursements under this limitation shall be made quarterly to the Appropriation Committees of the Congress; \$730,000,000, of which \$70,000,000 is for liquidation of obligations incurred pursuant to authority granted under this head in the Military Functions Appropriation Act, 1949: *Provided further*, That the sum of \$5,000,000 of the appropriation "Ordnance service and supplies, Army", 1942-1946, shall remain available until June 30, 1950, for the payment of obligations incurred under contracts executed thereunder prior to July 1, 1946.

CHEMICAL CORPS

CHEMICAL SERVICE, ARMY

For purchase, manufacture, and test of chemical agents and toxic substances, incendiary materials and munitions, gas masks, or other offensive or defensive materials or appliances required for chemical purposes, investigations, research, design, experimentation, and operation, purchase of chemicals, special scientific and technical apparatus and instruments, including services connected therewith; construction, maintenance, and repair of plants, buildings, and equipment, and the machinery therefor; receiving, storing, and issuing of supplies, comprising police and office duties, rents, tolls, fuels, gasoline, lubricants, paints and oils, rope and cordage, light, water, advertising, stationery, typewriting and computing machines including their exchange, office furniture, tools, and instruments; incidental expenses; civilian employees; libraries of the Chemical Corps; expenses incidental to the organization, training, and equipment of special gas troops not

10 U. S. C., Supp.
II, § 1339; 40 U. S. C.,
§§ 259, 267.
57 Stat. 372.

60 Stat. 843; 62 Stat.
1008.
28 U. S. C., Supp.
II, § 2672.
Ante, pp. 62, 106.
62 Stat. 659.

Instruction, etc.

Publications.

Sale of scrap or salvage material.

Report of receipts and disbursements.

62 Stat. 659.

Payment of obligations.

Chemical agents, etc.

Construction of buildings, etc.

Special gas troops.

Chemical Corps activities.

otherwise provided for, including the training of the Army in Chemical Corps activities, both offensive and defensive, together with the necessary schools, tactical demonstrations, and maneuvers; expenses of chemical projectile filling plants and proving grounds, including construction and maintenance of rail transportation, repairs, alterations, accessories, building and repairing butts and targets, clearing and grading ranges; \$35,000,000.

ARMY FIELD FORCES

TRAINING AND OPERATION, ARMY FIELD FORCES

For miscellaneous supplies, material, equipment, personal and other services, tuition and other incidental expenses essential in conducting instruction in Army Field Forces and related activities at Army Field Forces service schools and elsewhere and for operation of Army Field Forces Headquarters, subordinate commands, installations, and boards, not otherwise provided for, \$4,000,000.

COMMAND AND GENERAL STAFF COLLEGE

For the purchase of textbooks, books of reference, scientific and professional papers, instruments, and material for instruction; expenses of special lectures; and for other necessary expenses of instruction, at the Command and General Staff College, Fort Leavenworth, Kansas; \$457,000.

UNITED STATES MILITARY ACADEMY

PAY OF MILITARY ACADEMY

Army officers on detail, pay restriction.

Retired officer as librarian.

10 U. S. C. § 933.
Ante, p. 838.

Cadets: For pay of cadets, \$2,244,000: *Provided*, That hereafter no officer of the Army shall be entitled to receive any increase in pay or allowances because of detail or assignment to duty in any capacity at the Military Academy: *Provided further*, That the duties of librarian of the United States Military Academy may be performed by an officer of the Regular Army retired from active service under the provisions of section 1251, Revised Statutes, and detailed on active duty for that purpose.

MAINTENANCE AND OPERATION, UNITED STATES MILITARY ACADEMY

Contingent fund.

For text and reference books for instruction; increase and expense of library; office equipment and supplies; stationery, blank books, forms, printing and binding; diplomas for graduates; expense of lectures; apparatus, equipment, supplies, and materials for purpose of instruction and athletics, and maintenance and repair thereof; musical instruments and maintenance of band; care and maintenance of organ; equipment for cadet mess; postage, telephones, and telegrams; freight and expressage; for commutation of rations for cadets in lieu of the regular established ration; for commutation of rations for civilians employed at cadet mess in the same amount as deducted from each civilian's pay for said rations; maintenance of children's school (not exceeding \$12,200); contingencies for Superintendent of the Military Academy (not exceeding \$5,200) and for the Commandant of Cadets (not exceeding \$1,200), to be expended in their respective discretions; expenses of the members of the Board of Visitors (not exceeding \$1,500); contingent fund, to be expended under the direction of the Academic Board (not exceeding \$1,000); improvement, repair, and maintenance of buildings and grounds (including roads, walls, and fences); shooting galleries and ranges;

cooking, heating, and lighting apparatus and fixtures and operation and maintenance thereof; maintenance of water, sewer, and plumbing systems; maintenance of and repairs to cadet camp; fire-extinguishing apparatus; machinery and tools and repairs of same; policing buildings and grounds; furniture, refrigerators, and lockers for Government-owned buildings at the Academy and repair and maintenance thereof; fuel for heat, light, and power; pay of employees; and other necessary incidental expenses in the discretion of the superintendent; in all, \$6,280,000: *Provided*, That not to exceed \$3,750 of this amount shall be available to liquidate the indebtedness of cadets separated from the service for any reason during their first year, who at the time of their separation are in debt to the Treasurer of the United States Military Academy.

Liquidation of indebtedness of certain cadets.

CIVILIAN COMPONENTS

ARMY NATIONAL GUARD

For expenses necessary for equipping, maintaining, operating and training the Army National Guard, including expenses of camps, airfields, storage facilities and alterations and additions to present structures, transportation and erection of temporary structures, either on Government-owned or State-owned land, or on land made available by lease or loan from any political subdivision of a State or any individual, corporation, or organization for a period of not less than ten years, construction and maintenance of buildings, structures, rifle ranges, and facilities, the purchase (not to exceed one hundred) and hire of passenger motor vehicles for official use only, and the modification, repair, maintenance and operation of airplanes; transportation of things; personal services at the seat of government or elsewhere (including services of personnel of the Army National Guard employed as civilians, without regard to their military rank) necessary for the care, maintenance, modification and repair of materials and equipment, for Federal property and custodial accounting work, and for administrative and such other duties as may be required; medical and hospital treatment of members of the Army National Guard who suffer injury or contract disease in line of duty and other expenses connected therewith as authorized by the Act of June 15, 1936 (10 U. S. C. 455 a-d); pay at a rate not less than \$2,400 per annum and travel of property and disbursing officers for the United States; travel expenses (other than mileage), at the same rates as authorized by law for Army National Guard personnel on active Federal duty, of Army National Guard division and regimental commanders while inspecting units in compliance with National Guard regulations when specifically authorized by the Chief, National Guard Bureau; attendance of Army National Guard personnel at military service schools and expenses of enlisted men of the Regular Army on duty with the Army National Guard, including allowances for quarters and subsistence; drill pay of the Army National Guard; travel of personnel of the Regular Army detailed to or on duty with the Army National Guard, including mileage, transportation of dependents, and transportation, packing, crating and unpacking of household goods and effects; procurement and issue to the Army National Guard of the several States, Territories, and the District of Columbia of military equipment and supplies, as provided by law, including motor-propelled vehicles and airplanes, and repair and modification of such equipment and supplies; \$216,000,000: *Provided*, That the Secretary of the Army is hereby authorized to issue to the Army National Guard without charge against this appropriation

Training, etc.

49 Stat. 1507.

Attendance at military service schools.

Surplus supplies of Army.

Caretakers.

39 Stat. 205.
32 U. S. C. § 42;
Supp. II, § 42 note.
Settlement of
claims.

except for actual expenses incident to such issue, supplies and equipment from surplus or excess supplies or equipment purchased for the Army: *Provided further*, That the number of caretakers authorized to be employed for any one unit or pool under the provisions of section 90 of the National Defense Act of June 3, 1916, as amended, may be such as is deemed necessary by the Secretary of the Army: *Provided further*, That this appropriation shall be available for the settlement of claims (not exceeding \$500 in any one case) for damages to or loss of private property incident to the operation of camps of instruction, either during the stay of Army National Guard units in such camps or while en route thereto or therefrom.

ORGANIZED RESERVES

For pay and allowances, not otherwise provided for, of members of the Organized Reserve Corps on duty in accordance with law; mileage, actual and necessary expenses, or per diem in lieu thereof, at rates authorized by law, and transportation of temporary change of station baggage incurred by officers and enlisted men of the Regular Army and Organized Reserve Corps personnel traveling on duty in connection with the Organized Reserve Corps and for travel of dependents, and transportation of other effects as authorized by law of such personnel ordered to make a permanent change of station for duty in connection with the Organized Reserve Corps; personal services; pay, transportation, subsistence, clothing, and medical and hospital treatment of enlisted members of the Organized Reserve Corps; conducting correspondence or extension courses for instruction of members of the Organized Reserve Corps, including necessary supplies, procurement of maps and textbooks; transportation and traveling expenses of employees; purchase of training manuals, including Government publications and blank forms; establishment, maintenance, and operation of Organized Reserve Corps headquarters, installations, aviation facilities and camps for training of the Organized Reserve Corps; alterations and additions to present structures; transportation and erection of temporary structures; construction and maintenance of buildings, structures, rifle ranges and facilities, including acquisition of land, rights pertaining thereto, leasehold and other interests therein and temporary use thereof; arms, equipment, supplies, and matériel (not otherwise provided for) required to arm and equip Organized Reserve Corps organizations; purchase (not to exceed two hundred) and hire of passenger motor vehicles and hire and purchase of aircraft; miscellaneous expenses incident to the administration of the Organized Reserve Corps; expenses incident to the use, including upkeep costs, of supplies, equipment, and matériel furnished from stocks under the control of the Department of the Army; medical and hospital treatment of members of the Organized Reserve Corps who suffer injury or contract disease in line of duty, as provided by the Act of June 15, 1936 (10 U. S. C. 455 a-d), and such other purposes in connection therewith as are authorized by the said Act, including pay and allowances, subsistence, transportation, and burial expenses; in all, \$115,000,000.

Medical and hospital treatment.

49 Stat. 1507.

Restriction on use of funds.

None of the funds appropriated elsewhere in this Act, except for printing and binding, field exercises, and for pay and allowances of officers and enlisted men of the Army of the United States, and for mileage, reimbursement of actual traveling expenses, or per diem allowances in lieu thereof, and travel of dependents or reimbursement therefor, as authorized by law, to Reserve officers on extended active duty, shall be used for expenses in connection with the Organized Reserve Corps, but available supplies and existing facilities at military posts shall be utilized to the fullest extent practicable.

The pay and allowances of such additional officers and nurses of the Medical Reserve Corps as are required to supplement the like officers and nurses of the Regular Army in the care of beneficiaries of the United States Veterans' Administration treated in Army hospitals may be paid from the funds allotted to the Department of the Army by that Administration under existing law.

Medical Reserve Corps.
Pay, etc., of certain officers and nurses.

RESERVE OFFICERS' TRAINING CORPS

For the procurement, maintenance, and issue, under such regulations as may be prescribed by the Secretary of the Army to institutions at which one or more units of the Reserve Officers' Training Corps are maintained, of such public animals, means of transportation, supplies, tentage, equipment, and uniforms as he may deem necessary, including cleaning and laundering of uniforms and clothing at camps; and to forage, at the expense of the United States, public animals so issued, and to pay commutation in lieu of uniforms at a rate to be fixed annually by the Secretary of the Army; transporting said animals and other authorized supplies and equipment from place of issue to the several institutions and training camps and return of same to place of issue when necessary; purchase of training manuals, including Government publications and blank forms; for the establishment and maintenance of camps for the further practical instruction of the members of the Reserve Officers' Training Corps, and for transporting members of such corps to and from such camps or other places designated by the Secretary of the Army, and to subsist them while traveling to and from such camps and while remaining therein so far as appropriations will permit, or, in lieu of transporting them to and from such camps and subsisting them while en route, to pay them travel allowance at the rate of 5 cents per mile for the distance by the shortest usually traveled route from the places from which they are authorized to proceed to the camp and for the return travel thereto, and to pay the return travel pay in advance of the actual performance of the travel, or to pay commutation in lieu of subsistence at camps at rates fixed by the Secretary of the Army; expenses incident to the use, including upkeep costs, of supplies, equipment, and matériel furnished in accordance with law from stocks under the control of the Department of the Army; pay for students attending advanced camps at the rate authorized by law; payment of commutation of subsistence to members of the senior division of the Reserve Officers' Training Corps, at a rate not exceeding the cost of the garrison ration prescribed for the Army, as authorized in the Act approved June 3, 1916, as amended by the Act approved June 4, 1920 (10 U. S. C. 387); medical and hospital treatment of members of the Reserve Officers' Training Corps, who suffer personal injury or contract disease in line of duty, and for other expenses in connection therewith, including pay and allowances, subsistence, transportation, and burial expenses, as authorized by the Act of June 15, 1936 (10 U. S. C. 455a-d); mileage, traveling expenses, or transportation, for transportation of dependents (including dependents of retired officers, warrant officers, and enlisted men of the first three grades, and enlisted men of the first three grades of the Regular Army Reserve, ordered to active duty and upon relief therefrom), and for packing, crating and unpacking, and transportation of baggage (including baggage of retired officers, warrant officers, and enlisted men of the first three grades, and enlisted men of the first three grades of the Regular Army Reserve ordered to active duty and upon relief therefrom) for officers, warrant officers, and enlisted men traveling on duty pertaining to or on detail to or relief from duty with the Reserve Officers' Training Corps; purchase (not to exceed thirty) and hire of passenger motor vehicles; procurement and issue

Supplies, etc.

Training camps.

Travel allowance.

Students attending advanced camps.
Senior division of ROTC.
Subsistence.

41 Stat. 778.
Medical and hospital treatment.

49 Stat. 1597.

41 Stat. 780. 10 U. S. C. § 1182a.	as provided in section 55c of the Act approved June 4, 1920 (10 U. S. C. 1180), and in section 1225, Revised Statutes, as amended, under such regulations as may be prescribed by the Secretary of the Army, to schools and colleges, other than those provided for in section 40 of the Act above referred to, of such arms, tentage, and equipment, and of ammunition, targets, and target materials, including the transporting of the same, and the overhauling and repair of articles issued as the Secretary of the Army shall deem necessary for proper military training in said schools and colleges; \$25,000,000: <i>Provided</i> , That uniforms and other equipment or material issued to the Reserve Officers' Training Corps in accordance with law shall be furnished from surplus or excess stocks of the Department of the Army without payment from this appropriation, except for actual expense incurred in the manufacture or issue: <i>Provided further</i> , That in no case shall the amount paid from this appropriation for uniforms, equipment, or material furnished to the Reserve Officers' Training Corps from stocks under the control of the Department of the Army be in excess of the price current at the time the issue is made: <i>Provided further</i> , That hereafter no appropriation shall be used for the organization or maintenance of a greater number of mounted units in the Reserve Officers' Training Corps than were in existence on January 1, 1928: <i>Provided further</i> , That none of the funds appropriated elsewhere in this Act, except for printing and binding and pay and allowances of officers and enlisted men, shall be used for expenses in connection with the Reserve Officers' Training Corps.
41 Stat. 776. 10 U. S. C. § 381.	
Surplus supplies, etc., from Department of the Army.	
Price.	
Mounted units.	
Restriction on use of other funds.	

NATIONAL BOARD FOR PROMOTION OF RIFLE PRACTICE, ARMY

Supplies, etc.	Promotion of rifle practice: For construction, equipment, and maintenance of rifle ranges, the instruction of citizens in marksmanship; and promotion of practice in the use of rifled arms, for arms, ammunition, targets, and other accessories for target practice, for issue and sale in accordance with rules and regulations prescribed by the National Board for the Promotion of Rifle Practice and approved by the Secretary of the Army; clerical services, including not exceeding \$91,427 in the District of Columbia; procurement of materials, supplies, trophies, prizes, badges, services, and such other items as are authorized in section 113, Act of June 3, 1916, and under this head in War Department Appropriation Act of June 7, 1924; conduct of the national matches, including incidental travel of rifle teams and of individuals and of Marine Corps and other detachments required in the operation of the matches and including incidental travel of rifle teams and individuals attending regional, national, and international competitions (no more than \$10,000 of which shall be available for incidental expenses, including travel of a team representing the United States at the international matches to be held in Argentina in the calendar year 1949), and for the purchase of medals and badges for use in National Rifle Association competitions, including those fired as a part of the national matches; mileage at 8 cents per mile for members of the National Board for the Promotion of Rifle Practice when authorized by the Secretary of the Army, any provision of law to the contrary notwithstanding; and maintenance of the National Board for the Promotion of Rifle Practice, including not to exceed \$10,500 for incidental expenses in addition to the amount authorized by Act of May 28, 1928; to be expended under the direction of the Secretary of the Army; \$272,500: <i>Provided</i> , That officers, warrant officers, and enlisted men of the National Guard and Organized Reserves, who, under regulations prescribed by the Secretary of the Army, volunteer to participate without pay as competitors or range officers in the national matches to be held during the current fiscal
39 Stat. 211; 43 Stat. 510. 32 U. S. C. §§ 183, 186, 181. National matches.	
International matches, Argentina.	
Mileage for Board members.	
Maintenance of Board.	
45 Stat. 786. 32 U. S. C. § 181c. Volunteer competitors or range officers.	

year, may attend such matches without pay, notwithstanding any provision of law to the contrary, but shall be entitled to travel and subsistence allowances at the same rates as are provided for civilians who attend and participate in said matches, but this proviso shall not operate to prohibit the pay of such competitors or range officers, provided funds for such payment are available from this appropriation, nor shall any provision in this Act operate to deprive a Reserve officer ordered to active duty incident to the national matches of pay for the full period of such active duty, provided funds for such payment are available from this appropriation: *Provided further*, That officers, warrant officers, and enlisted men of the National Guard and Organized Reserves may be ordered to duty, with their consent, for the care, maintenance, and operation of the ranges used in the conduct of the national matches, and such officers, warrant officers, and enlisted men while so engaged shall be entitled to the same pay, subsistence, and transportation as officers, warrant officers, and enlisted men of corresponding grades of the Regular Army are entitled by law, which expense shall be provided by the appropriation "Promotion of rifle practice"; and after being duly mustered may be paid for the period from the date of leaving home rendezvous to date of return thereto as determined in advance, both dates inclusive.

Travel and subsistence allowances.

Care, etc., of ranges.

DEPARTMENTAL SALARIES AND EXPENSES

SALARIES, DEPARTMENT OF THE ARMY

For compensation for personal services in the Department of the Army proper, to be accounted for as one fund, as follows:

Office of Secretary of the Army: Secretary of the Army, Under Secretary of the Army, Assistant Secretaries of the Army and other personal services, \$3,214,000.

Office of Chief of Staff, \$7,698,000;
Adjutant General's Office, \$10,300,000;
Office of the Inspector General, \$212,000;
Office of the Judge Advocate General, \$600,000;
Office of the Chief of Finance, \$1,500,000;
Office of the Quartermaster General, \$7,200,000;
Office of the Chief of Transportation, \$3,000,000;
Office of the Chief Signal Officer, \$2,485,000;
Office of Chief of Special Services, \$50,000;
Office of the Provost Marshal General, \$148,000;
Office of the Surgeon General, \$2,370,000;
Office of Chief of Engineers, \$4,000,000;
Office of Chief of Ordnance, \$4,300,000;
Office of Chief, Chemical Corps, \$883,000;
Office of Chief of Chaplains, \$124,675;
National Guard Bureau, \$775,000.

CONTINGENT EXPENSES, DEPARTMENT OF THE ARMY

For miscellaneous expenses at the seat of government, \$9,000,000.

TITLE IV—DEPARTMENT OF THE NAVY

OFFICE OF THE SECRETARY

MISCELLANEOUS EXPENSES

For physical examinations by civilian physicians of civilian employees in accordance with section 2 of the Act of August 2, 1946 (5 U. S. C. 415c); expenses of courts and boards; newspapers and

60 Stat. 858.

periodicals for the naval service; all advertising of the Department of the Navy and its bureaus (except advertising for recruits for the Bureau of Naval Personnel); costs of suits; expenses authorized by section 38 of the Act of August 2, 1946 (5 U. S. C. 421f), for Latin-American cooperation; postage, foreign and domestic and post-office box rentals; microphotographic services; and other necessary and incidental expenses, \$4,800,000.

CONTINGENCIES OF THE NAVY

60 Stat. 853.

For all emergencies and extraordinary expenses, authorized by section 6 of the Act of August 2, 1946 (5 U. S. C. 419c), to be expended on the approval and authority of the Secretary, and his determination shall be final and conclusive upon the accounting officers of the Government, and for examination of estimates for appropriations and of naval activities in the field for any branch of the naval service, \$17,500,000.

OPERATION AND CONSERVATION OF NAVAL PETROLEUM RESERVES

41 Stat. 813.

Naval Petroleum Reserve Numbered 1.

Agreements with landowners.

To enable the Secretary to carry out the provisions contained in the Act approved June 4, 1920, as amended (34 U. S. C. 524), requiring him to explore, prospect, conserve, develop, use and operate the naval petroleum reserves, \$9,500,000: *Provided*, That out of any sums appropriated for naval purposes by this title, any portion thereof, not to exceed \$5,000,000, shall be available to enable the Secretary to protect Naval Petroleum Reserve Numbered 1, by drilling wells and performing any work incident thereto: *Provided further*, That no part of the sum made available in the foregoing provision for the protection of Naval Petroleum Reserve Numbered 1 shall be expended if satisfactory agreement or agreements can be made with owners of land within or adjoining said Reserve Numbered 1 not to drill wells for the purpose of producing oil or gas.

CONTINGENT EXPENSES

Use of naval service funds.

For technical reference and lawbooks, periodicals, and photostating for Department library; purchase of photographs, maps, documents, and pictorial records of the Navy; stationery, furniture, newspapers, plans, drawings, and drawing materials; purchase, maintenance, repair, and operation of motortrucks and other necessary expenses of the Department of the Navy and its various bureaus and offices, \$1,635,000: *Provided*, That it shall not be lawful to expend, unless otherwise specifically provided by law, for any of the offices or bureaus of the Department of the Navy in the District of Columbia, any sum out of appropriations made for the naval service for any of the purposes mentioned or authorized in this paragraph.

SALARIES

For personal services at the seat of government for the Office of the Secretary of the Navy, \$4,400,000.

OFFICE OF CHIEF OF NAVAL OPERATIONS

ISLAND GOVERNMENTS

Expenses incident to the administration of island governments, including liberated and occupied areas and the Trust Territory of the Pacific Islands, \$1,300,000.

NAVAL OBSERVATORY

For expenses necessary for the operation and maintenance of the Naval Observatory and its observation stations, including pay of employees, \$504,400.

HYDROGRAPHIC OFFICE

For expenses necessary for the maintenance and operation of the Hydrographic Office and of the branch hydrographic offices, including pay of employees; hydrographic surveys; and purchase of nautical and aeronautical charts and publications, \$4,466,000.

SALARIES, OFFICE OF CHIEF OF NAVAL OPERATIONS

For personal services at the seat of the government for the Office of Chief of Naval Operations, \$1,477,500.

SALARIES, OFFICE OF CHIEF OF NAVAL COMMUNICATIONS

For personal services at the seat of government for the Office of Chief of Naval Communications, \$608,000.

OFFICE OF JUDGE ADVOCATE GENERAL

CLAIMS

For payment of claims as provided in the Act of July 11, 1919 (34 U. S. C. 600), the Act of January 2, 1942 (31 U. S. C. 224d), the Act of July 3, 1944 (46 U. S. C. 797), the Act of November 15, 1945 (59 Stat. 582), the Act of December 28, 1945 (31 U. S. C. 222e, 223d), the Act of August 2, 1946 (28 U. S. C. 2672), and the Act of June 17, 1948 (Public Law 664, Eightieth Congress), \$1,194,000.

SALARIES

For personal services at the seat of the government for the Office of Judge Advocate General, \$335,700.

OFFICE OF NAVAL RESEARCH

RESEARCH

For expenses, not otherwise provided for, necessary in carrying out the Act of August 1, 1946 (5 U. S. C. 475), establishing the Office of Naval Research, \$43,100,000: *Provided*, That not to exceed \$1,000,000 of the unexpended balance of the funds made available under this head in the Naval Appropriation Act, 1947, shall remain available until June 30, 1950, for liquidation of obligations incurred thereunder during the fiscal year 1947.

SALARIES

For personal services at the seat of government for the Office of Naval Research, \$1,336,000.

BUREAU OF NAVAL PERSONNEL

PAY AND ALLOWANCES

For pay, allowances, and quarters prescribed by law for naval personnel, including reserves on active duty as follows:

Officers, active duty; midshipmen; enlisted personnel, active, including cash prizes for men for excellence in gunnery, target practice, communication, and engineering competition; men of the Fleet Reserve, inactive; nurses, female, active; six months' death gratuity, officers, nurses, and enlisted personnel; cash allowances for uniforms

41 Stat. 132; 55 Stat. 880.
34 U. S. C., Supp. II, § 600.
58 Stat. 726; 59 Stat. 662.
60 Stat. 843; 62 Stat. 983.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.
62 Stat. 474.
39 U. S. C., Supp. II, § 135.

60 Stat. 779.
Liquidation of obligations.
60 Stat. 482.

Enlisted person or
civil employees as
household servants.

for officers; clothing furnished annually to enlisted personnel or cash in lieu thereof; civilian clothing, including an overcoat when necessary, the cost of all not to exceed \$30 per person to enlisted personnel given discharges for bad conduct, undesirability, unsuitability, or inaptitude; purchase of medals, crosses, bars, emblems, and other insignia; miscellaneous items, including interest on deposits by enlisted personnel; commuted rations; money allowances for subsistence and quarters of enlisted personnel when not furnished quarters or subsistence in kind, and for enlisted personnel absent from messes on temporary duty not involving travel (during which time all other subsistence shall be stopped), \$1,076,629,000: *Provided*, That, except in the case of those who have specifically enlisted for such duty, those performing service in the quarters of female officers, and those performing service in the residence or quarters of naval attachés abroad as authorized by the Secretary, no appropriation contained in this title shall be available for the pay, allowances, or other expenses of any enlisted person or civilian employee performing service in the residence or quarters of an officer or officers on shore as a cook, waiter, or other work of a character performed by a household servant, but nothing herein shall be construed as preventing the voluntary employment in any such capacity of a retired enlisted man or a transferred member of the Fleet Reserve without additional expense to the Government, nor the sale of meals to officers by general messes on shore as regulated by detailed instructions from the Department of the Navy.

TRANSPORTATION AND RECRUITING

Secret documents.

Transportation of
dependents.

For mileage and actual and necessary expenses and per diem in lieu of subsistence as authorized by law to officers, nurses, and midshipmen while traveling under orders, and the cost of a compartment or such other accommodations as may be authorized by the Secretary of the Navy for security when secret documents are transferred by officer messenger or when valuable naval property is transported as hand baggage by personnel of the Naval Establishment, transportation of enlisted personnel and applicants for enlistment at home and abroad, transportation of prisoners, and insane supernumerary patients to hospitals, all with subsistence and transfers en route or cash in lieu thereof; expenses of funeral escorts of naval personnel and apprehension and delivery of deserters and stragglers, and for railway, steamship, and airway guides and expenses incident to transportation; transportation of dependents of officers and enlisted personnel of the Navy, including those of retired and Reserve officers and of retired and Reserve enlisted personnel of grades entitled to transportation of dependents in the Regular Navy when ordered to active duty (other than training) and upon release therefrom; for actual expenses of officers and midshipmen while on shore-patrol duty, including the hire of automobiles when necessary for the use of the shore-patrol detachment; for all necessary expenses for recruiting for the naval service, including lodging and subsistence of applicants, rent of rendezvous and expenses of maintaining the same, and advertising for and obtaining men; and personal services of field employees necessary for recruiting purposes, \$32,000,000.

TRAINING AND EDUCATION

49 Stat. 1092.

For maintenance and operation of naval training and educational activities; including rent and pay of employees in the field service, professors, instructors, and lecturers; annuity premiums under the Act of January 16, 1936 (34 U. S. C. 1073); postgraduate instruction of officers; individual training of officers and enlisted personnel at

home and abroad; and other necessary expenses of training and educating naval personnel not otherwise provided for, \$13,200,000.

WELFARE

For libraries and library expenses for ships and shore stations not otherwise provided for; and welfare and recreation of the Navy (to be expended in the discretion of the Secretary), \$1,750,000.

OFFICER CANDIDATE TRAINING

For expenses incident to the conduct of officer candidate training, as authorized by the Act of August 13, 1946 (34 U. S. C. 1020), and of the Naval Reserve Officers' Training Corps under such regulations as the President may prescribe under the provisions of section 22 of the Act approved March 4, 1925, as amended (34 U. S. C. 821), and for expenses incident to active duty training, as officer candidates, of members of the Naval Reserve (other than aviation cadets), \$14,700,000: *Provided*, That during the current fiscal year a cash allowance of not to exceed fifty dollars may be paid to each regular Naval Reserve Officers' Training Corps midshipman for required books.

60 Stat. 1057.
34 U. S. C. §§ 1020-1020i; Supp. II, § 1020a et seq.

43 Stat. 1276.

Cash allowance.

GENERAL EXPENSES

For necessary expenses of the Bureau of Naval Personnel not otherwise provided for, including pay of employees in the field service, rent of buildings and offices, expenses of prisoners, maintenance and operation of prisons, disciplinary barracks and retraining commands, trophies, badges, medals, and engraving of medals, \$2,070,000.

NAVAL RESERVE

For all expenses not otherwise provided for, authorized by the Naval Reserve Act of 1938, as amended (34 U. S. C. 852), and the Naval Aviation Cadet Act of 1942, as amended (34 U. S. C. 850a), in connection with organizing, administering, recruiting, instructing, training, and drilling the Naval Reserve, including designing, purchasing, and engraving of medals and trophies; and rental, maintenance, and operation of such shore stations as may be required in connection with Naval Reserve Activities, \$127,000,000: *Provided*, That this appropriation also shall be available for such of the objects and purposes specified under the appropriations "Pay and allowances", "Subsistence", and "Transportation and recruiting", as are authorized by law for personnel of the Naval Reserve on active or inactive duty in connection with organizing, administering, recruiting, instructing, training, and drilling the Naval Reserve.

52 Stat. 1175.

56 Stat. 737.

Availability of appropriation.

Ante, pp. 1005, 1006; *post*, p. 1010.

NAVAL ACADEMY

For expenses necessary for maintenance and operation of the Naval Academy, including such amounts, not otherwise provided for, as may be necessary to carry out the provisions of the Act of January 16, 1936 (34 U. S. C. 1073); and expenses of the Board of Visitors to the Naval Academy, \$5,190,000, of which amount \$2,000 shall be available exclusively for the care of a collection of ship models.

49 Stat. 1092.

NAVAL HOME

For all salaries and expenses as authorized by law (31 U. S. C. 725h, 24 U. S. C. 21a), necessary for the maintenance and operation of the Naval Home, \$397,000.

48 Stat. 1229; 60 Stat. 854.

SALARIES

For personal services at the seat of government for the Bureau of Naval Personnel, \$5,825,000, and the compensation of the employee in charge of the Naval Academy Section shall be as to base in accordance with the rates applying to grade 14 of the clerical, administrative, and fiscal services so long as the position is held by the present incumbent.

BUREAU OF SHIPS

MAINTENANCE

Antiaircraft defense
at shore stations.

Machine tools, plant
appliances, etc.

Tableware, etc., in
officers' quarters.

Liquidation of obli-
gations.

60 Stat. 485.

For designing hulls, machinery, and equipment of naval vessels, except armament; experimental, developmental, and research work; maintenance, repair, renewal, and alteration of hulls, machinery, and equipment of naval vessels, nonnaval vessels operated for naval requirements, and yard and district craft except machinery and equipment under the cognizance of other bureaus; docking of vessels; leasing of laying-up facilities and docks; maritime salvage services and other purposes in connection therewith authorized by law; relief of vessels in distress; hire of lighters, tugs, and small craft; charter and hire of vessels for auxiliary purposes where considered necessary by the Secretary of the Navy; pay, subsistence, and incidental expenses of civilian crews temporarily employed on naval vessels; equipage, appliances, supplies, materials, and services, at home and abroad, under the cognizance of the Bureau of Ships; searchlights and fire-control equipment for antiaircraft defense at shore stations; maintenance and operation, including maintenance and equipment of buildings and grounds and appurtenances, of the experimental, developmental, and research activities under the cognizance of the Bureau of Ships; maintenance and operation of the Naval Communication Service, including telephone, telegraph, and teletype rentals and tolls for the Department of the Navy and the Naval Establishment; maintenance and equipment of buildings, grounds, and appurtenances of the Naval Communication Service at the seat of government and elsewhere; purchase, installation, repair, and preservation of machine tools, plant appliances, and equipment (including furniture in industrial activities) in naval establishments or private plants; pay of employees in the field service; accident prevention; incidental expenses for naval vessels, naval shipyards and stations, and other activities under the cognizance of the Bureau of Ships, such as photographing, plans, stationery, drafting instruments, and other materials; and technical books and publications for said Bureau: *Provided*, That no part of this or any other appropriation contained in this title shall be available for or on account of the supply or replacement of table linen, dishes, glassware, silver, and kitchen utensils for use in the residences or quarters of officers on shore, except for messes temporarily set up on shore for bachelor officers and officers attached to seagoing or district defense vessels, to aviation units based on seagoing vessels, to the fleet air bases, to the submarine bases, or to landing forces and expeditions, \$357,500,000: *Provided*, That not to exceed \$30,000,000 of the unexpended balance of the funds made available under this head in the Naval Appropriation Act, 1947, shall remain available until June 30, 1950, for the liquidation of obligations incurred thereunder during the fiscal year 1947.

CONSTRUCTION OF SHIPS

For expenses, not otherwise provided for, necessary for the construction and procurement of hulls, machinery, and equipment of vessels authorized by law and approved after July 17, 1947, in accordance therewith, including conversions and replacements, and tools and

equipment for such construction in public and private plants, and personnel in the Bureau of Ships necessary for the purposes of this appropriation, \$157,104,000 to remain available until expended; and, in addition, the Secretary is authorized to enter into contracts for the purposes of this appropriation for vessels approved during the current fiscal year in an amount not to exceed \$85,748,000, of which \$70,748,000 represents a transfer of contract authority granted under this head in the 1949 Department of the Navy Appropriation Act: *Provided*, That the total of obligations incurred for construction, conversion, or replacement approved during the current fiscal year shall not exceed \$101,732,000.

62 Stat. 592.
Limitation on obligations.

INCREASE AND REPLACEMENT OF NAVAL VESSELS

CONSTRUCTION AND MACHINERY

For an additional amount for "Construction and machinery", including, during the current fiscal year, personal services in the Bureau of Ships necessary for the purposes of this appropriation, \$38,000,000.

Ante, p. 979.

SALARIES

For personal services at the seat of government for the Bureau of Ships, \$6,700,000.

BUREAU OF ORDNANCE

ORDNANCE AND ORDNANCE STORES

For necessary expenses of developing (and for research incidental thereto), procuring, producing, preserving, and handling ordnance supplies, material, and equipment for naval purposes; for essential equipment, machine tools, replacements, and services at naval or private establishments; maintenance, operation, and other necessary expenses of naval ordnance shore activities; technical books and periodicals; maintenance, repair, and operation of motor-propelled and other freight and passenger-carrying vehicles at such activities; and target practice, \$220,000,000.

ORDNANCE FOR NEW CONSTRUCTION

For expenses, not otherwise provided for, necessary for the construction and procurement of armor, armament, and ammunition for vessels provided for in the appropriation "Construction of ships", including tools and equipment in public and private plants and personnel in the Bureau of Ordnance necessary for the purpose of this appropriation, \$62,657,000, to remain available until expended; and, in addition, the Secretary is authorized to enter into contracts for the purposes of this appropriation for vessels approved during the current fiscal year in an amount not to exceed \$76,571,000, of which \$44,571,000 represents a transfer of contract authority granted under this head in the 1949 Department of the Navy Appropriation Act: *Provided*, That the total of obligations incurred for armor, armament, and ammunition, for construction, conversion, or replacement approved during the current fiscal year shall not exceed \$80,348,000.

Ante, p. 1008.

62 Stat. 592.
Limitation on obligations.

INCREASE AND REPLACEMENT OF NAVAL VESSELS

ARMOR, ARMAMENT, AND AMMUNITION

For an additional amount for "Armor, armament, and ammunition", including, during the current fiscal year, personal services in the Bureau of Ordnance necessary for the purposes of this appropriation, \$70,000,000.

Ante, p. 979.

Appropriations under the head "Increase and replacement of naval vessels" shall not be available for obligation after June 30, 1951, nor available for expenditure after June 30, 1952, and any unexpended balances remaining on the latter date shall be carried to the surplus fund of the Treasury and the account shall be abolished.

SALARIES

For personal services at the seat of government for the Bureau of Ordnance, \$3,250,000.

BUREAU OF SUPPLIES AND ACCOUNTS

SUBSISTENCE

Transfer of funds.

Ante, p. 1005.

For provisions for messes, subsistence in messes, and other subsistence in kind as authorized by law, \$102,000,000: *Provided*, That there is hereby authorized to be transferred between this appropriation and the appropriation for "Pay and allowances" for the current fiscal year such sums as may be determined to be necessary by the Secretary.

MAINTENANCE

41 Stat. 132.
42 Stat. 24; 58 Stat. 921.
61 Stat. 493.
31 U. S. C., Supp. II, § 95a note.
Availability of net proceeds.

For equipage, supplies, and services under the cognizance of the Bureau of Supplies and Accounts, including scientific investigations, commissions, interest, and exchange; ferriage and bridge tolls, including streetcar fares; rent of buildings and offices not in navy yards for naval purposes, not otherwise provided for; services of civilian employees under the cognizance of the Bureau of Supplies and Accounts; packing, unpacking, and local handling, as authorized by law, of household goods and effects of civilian and naval personnel of the Naval Establishment (except the Marine Corps); ice and mechanical devices for cooling drinking water on shore (except at naval hospitals and shops at industrial navy yards); and for losses in the accounts of Navy and Marine Corps officers certified under the Act of July 11, 1919 (31 U. S. C. 105), the Act of June 10, 1921 (31 U. S. C. 104), the Act of December 23, 1944 (50 U. S. C. App. 1705, 1706), and the Act of July 26, 1947 (Public Law 248), \$217,384,000: *Provided*, That after enactment of this Act and notwithstanding the provisions of any other law, not to exceed \$30,000,000 of the net proceeds (after deduction of expenses of sale) now or hereafter available from the sale of old material, condemned and surplus stores, supplies, or other public property of any kind shall be available for obligation until June 30, 1951, for any expenses of identification, segregation, preservation, and cataloging of stocks of materials, stores, supplies, or other public property under the jurisdiction of the Department of the Navy.

TRANSPORTATION OF THINGS

For transportation of things (as defined by Budget-Treasury Regulation Numbered 1) pertaining to the Navy (excluding Marine Corps), \$75,000,000.

FUEL

For fuel, water, and other utilities for submarine bases and naval vessels, including expenses of storage and handling; removal of fuel refuse from ships and maintenance and general operation of fleet fueling facilities, \$65,000,000.

SALARIES

For personal services at the seat of government for the Bureau of Supplies and Accounts, \$4,874,000.

BUREAU OF MEDICINE AND SURGERY

MEDICAL DEPARTMENT

For equipment, supplies, maintenance, and operation of Medical Department activities ashore and afloat, and compensation of employees; tolls and ferriage; necessary instruction of personnel, including equipment; issuance of medical bulletins and information; laundry supplies and services; care of the dead as authorized by law, including transportation; purchase of technical books and periodicals; optical supplies for naval personnel under regulations prescribed by the Secretary; and other necessary expenses, including care, maintenance, and treatment of patients in naval and other hospitals, as provided by regulation, \$39,692,000.

SALARIES

For personal services at the seat of government for the Bureau of Medicine and Surgery, \$1,280,000.

BUREAU OF YARDS AND DOCKS

MAINTENANCE

For the pay of employees in the field service, materials, supplies, and facilities necessary for the operation and general maintenance of activities and properties under the cognizance of the Bureau of Yards and Docks; purchase for replacement only (including two at a cost not exceeding \$3,000 each) and hire of passenger motor vehicles, \$153,000,000, of which \$5,113,000 is for expenses of operation and maintenance of housing projects maintained and operated as such by the Department of the Navy and developed under the provisions of the Acts of June 28, 1940 (42 U. S. C. 1501-1505); September 9, 1940 (54 Stat. 872); October 14, 1940 (42 U. S. C. 1521-1524, 1541-1553, 1571-1574); March 1, 1941 (55 Stat. 14); and December 17, 1941 (55 Stat. 810), including utilities, roads, walks, and accessories, and expenses found necessary in the disposition of any such property or the removal of temporary housing: *Provided*, That none of these funds shall be used to pay for the maintenance or operation of any defense housing unit for any civilian employees of the Department of the Navy unless the rental rate charged for the civilian occupancy of any such defense housing unit shall be at such rate as may be prescribed by law or in pursuance of law for housing of similar character and size in the general geographical area where such defense housing may be located: *Provided further*, That this appropriation shall be available for any expenses incident to transferring offices of the Department of the Navy between buildings at the seat of government.

PUBLIC WORKS

For construction, installation, and equipment of temporary or permanent public works, including public utilities and appurtenances, and necessary lands and interests therein, as authorized by the Act of June 10, 1941 (Public Law 109), as modified by the Act of June 25, 1948 (Public Law 778), the Act of February 6, 1942 (Public Law 438), and the Act of June 16, 1948 (Public Law 653), including personnel in the Bureau of Yards and Docks and other personal services necessary for the purposes of this appropriation; engineering and architectural services as authorized by section 3 of the Act of April 25, 1939 (34 U. S. C. 556); other necessary expenses; to remain available until expended, \$52,000,000, of which \$35,000,000 is for liquidation of obligations incurred under authority heretofore granted to enter into contracts for the foregoing purposes; and in addition, the

54 Stat. 681.
42 U. S. C., Supp.
II, §§ 1501-1505 notes.
54 Stat. 1125.
42 U. S. C., Supp.
II, § 1521 *et seq.*
Ante, p. 906.

Restriction on use of funds.

Transfer of offices.

Ante, p. 980.

55 Stat. 250.
62 Stat. 1015.
56 Stat. 51; 62 Stat. 459.
34 U. S. C. § 557;
Supp. II, §§ 911b-911d.

53 Stat. 591.
Liquidation of obligations.

Contractor's fee.

Projects outside
U. S.

62 Stat. 1042.

62 Stat. 459.

Secretary of the Navy is authorized to enter into contracts for the purposes of this appropriation in an amount not exceeding \$20,000,000: *Provided*, That the fixed fee to be paid the contractor as a result of any construction contract entered into under this appropriation shall not exceed 4 per centum of the estimated cost of the construction contract, exclusive of the fee, as determined by the Secretary of the Navy: *Provided further*, That this appropriation and the appropriation under this head in the Second Deficiency Appropriation Act, 1948, shall be available hereafter for projects outside the continental United States as authorized by the aforesaid Act of June 16, 1948, without regard to the projects specified in, or the limitations of cost imposed thereon by, the Second Deficiency Appropriation Act, 1948.

SALARIES

For personal services at the seat of government for the Bureau of Yards and Docks, \$2,265,000.

BUREAU OF AERONAUTICS

AVIATION

Transfer of funds.

Experiments, etc.
Liquidation of con-
tractual obligations.

59 Stat. 212; 60 Stat.
491.

For replacement of navigational and radio equipment for aircraft in service, aerological, photographic, and miscellaneous equipment, including repairs thereto, \$25,000,000, and, in addition, not to exceed \$20,000,000 of the appropriations for the Department of the Navy made by this Act shall be transferred from such appropriations in this Act as the Secretary of Defense may determine and be merged with this appropriation for the purposes of this appropriation; for maintenance, repair, and operation of aircraft, aircraft factory, air stations, testing laboratories, fleet and all other aviation activities, technical books and periodicals for use in the Bureau of Aeronautics and the field, outfits for aviation messes, the purchase for aviation purposes only of special clothing, wearing apparel, and special equipment, \$410,585,000; for continuing experiments, development, and research on all types of aircraft, \$80,000,000; in all, \$515,585,000: *Provided*, That the unexpended balances of the appropriations for "Aviation, Navy," in the Naval Appropriation Acts 1946 and 1947 shall remain available during the fiscal year 1950, in such amount as may be necessary for the liquidation of contractual obligations incurred during the fiscal years 1946 and 1947 for aircraft, aircraft equipment, and continuing experimental and developmental procurement.

CONSTRUCTION OF AIRCRAFT AND RELATED PROCUREMENT

Contract authority.

For new construction and procurement of aircraft and equipment, spare parts and accessories therefor, including expansion of public plants or private plants (not to exceed \$500,000), and government-owned equipment and installation thereof in public or private plants, and for the employment of personnel in the Bureau of Aeronautics necessary for the purposes of this appropriation, to remain available until expended, \$523,070,000, of which \$418,000,000 is for liquidation of obligations incurred under authority heretofore granted to enter into contracts for the foregoing purposes; and in addition, the Secretary of the Navy is authorized to enter into contracts for the purposes of this appropriation in an amount not to exceed \$576,546,000.

SALARIES

For personal services at the seat of government for the Bureau of Aeronautics, \$3,466,000.

MARINE CORPS

PAY

For pay, additional pay, additional compensation, allowances, interest on deposits by enlisted personnel, and gratuities, as authorized by law for all personnel (including the Marine Band), of the United States Marine Corps, including the Reserve components thereof, \$190,300,000.

GENERAL EXPENSES

For expenses necessary for the Marine Corps not otherwise provided for, including subsistence in kind and clothing for enlisted personnel; civilian clothing for enlisted personnel discharged for bad conduct, undesirability, unsuitability, or inaptitude; medals, emblems, and other insignia; recruiting; allowances for transportation and subsistence authorized by law to applicants for enlistment, including rejected applicants; training; welfare and recreation; transportation of troops, including subsistence; procurement, maintenance and repair of military supplies and equipment; purchase (for replacement only) and hire of passenger motor vehicles; care of the dead as authorized by law, including transportation; operation and maintenance of laundries; rental of buildings; operation, maintenance, and repair of posts, stations, and other activities; expenses of Marine Corps headquarters; and expenses of the Marine Corps Reserve, including construction of facilities, \$125,200,000.

SALARIES

For personal services at the seat of government for the Marine Corps, \$3,505,000.

TITLE V—DEPARTMENT OF THE AIR FORCE

CONSTRUCTION OF AIRCRAFT AND RELATED PROCUREMENT

For construction, procurement, and contract modification of aircraft and equipment, armor and armament, spare parts and accessories therefor; electronic and communication equipment, detection and warning systems, and specialized equipment; expansion of public plants, and Government-owned equipment and installation thereof in public or private plants for the foregoing purposes; industrial mobilization, including maintenance of reserve plants and equipment and procurement planning; transportation of things and personal services in the field; to remain available until expended, \$1,100,000,000, of which \$875,000,000 is for payment of obligations incurred under authority heretofore granted to enter into contracts for the foregoing purposes including not to exceed \$75,000,000 for payment, during the current fiscal year, of obligations incurred prior to June 30, 1946, against the appropriation "Air Corps, Army," 1942-1946; and, in addition, the Secretary of the Air Force is authorized to enter into contracts for the foregoing purposes in an amount not to exceed \$1,992,755,000: *Provided*, That the unexpended balance of the appropriation "Air Corps, Army," 1947, shall remain available until June 30, 1950, for the payment of obligations incurred thereunder prior to July 1, 1947.

Payment of obligations.

Contract authority.

Payment of obligations.
60 Stat. 550.

SPECIAL PROCUREMENT

For the procurement of ordnance supplies, materials, and equipment, and spare parts therefor; purchase of passenger motor vehicles; and supplies, materials, and equipment, not otherwise provided for, \$134,477,000.

ACQUISITION AND CONSTRUCTION OF REAL PROPERTY

Ante, pp. 876, 980.

62 Stat. 375.
5 U. S. C., Supp. II,
§ 626p; 10 U. S. C.,
Supp. II, §§ 1337b,
1339.
Ante, p. 17.
10 U. S. C. Supp.
II, § 1339; 40 U. S. C.
§§ 259, 267.
Transfer of funds.

For construction, installation, and equipment of temporary or permanent public works and military installations and facilities for the Air Force, as authorized by the Act of June 12, 1948 (Public Law 626), and the Act of March 30, 1949 (Public Law 30), without regard to sections 1136 and 3734, Revised Statutes, as amended, including hire of passenger motor vehicles; to remain available until expended, \$5,445,000; and, in addition, not to exceed \$50,000,000 of the appropriations for the Department of the Air Force made by this Act may, in the discretion of the Secretary of Defense, be transferred to and merged with this appropriation, to be available until expended for the foregoing purposes, or in lieu of any part thereof, contract authorizations contained in such appropriations may be utilized for the purpose hereof.

MAINTENANCE AND OPERATIONS

56 Stat. 654.
43 U. S. C., Supp.
II, § 315q.
Training and in-
struction.

32 Stat. 282.

Rental of land, etc.

31 U. S. C. § 529.

Exchange fees and
losses.

58 Stat. 800, 921.
31 U. S. C., Supp.
II, § 95a notes; 50
U. S. C. app. §§ 1705-
1707.
61 Stat. 493.
31 U. S. C., Supp.
II, § 95a notes.
52 Stat. 398; 54 Stat.
743.

60 Stat. 858.

For expenses necessary for the maintenance, operation, and modification of aircraft, and for maintenance, operation, repair, and other expenses necessary for Air Force facilities, including transportation of things; rents at the seat of government and elsewhere, and in administering the provisions of 43 U. S. C. 315q payments of rents may be made in advance; field printing plants; hire of passenger motor vehicles; training and instruction of military and civilian personnel of the Air Force, including tuition and related expenses; pay, allowances and travel expenses of contract surgeons; utility services for buildings erected at private cost as authorized by law (10 U. S. C. 1346), and buildings on military reservations authorized by Air Force regulations to be used for welfare and recreational purposes; rental of land or purchase of options to rent land without reference to section 3648, Revised Statutes, as amended, use or repair of private property, and other necessary expenses of combat maneuvers; expenses of courts, boards, and commissions; civilian clothing and when necessary an overcoat, the cost of all not to exceed \$30, for persons discharged from military prisons, enlisted men discharged otherwise than honorably, enlisted men convicted by civil courts for offenses resulting in confinement in civil prisons, and enlisted men interned, or discharged without internment, as alien enemies; payment of exchange fees and exchange losses incurred by Air Force disbursing officers or their agents; losses in the accounts of Air Force disbursing officers as authorized by law (31 U. S. C. 95a; 50 U. S. C. 1705-1707; Act of July 26, 1947, Public Law 248); burial of the dead as authorized by law (10 U. S. C. 916-916d; 5 U. S. C. 103a), including remains of personnel of the Air Force of the United States who die while on active duty, travel allowances of attendants accompanying remains, and acquisition by lease or otherwise of temporary burial sites; conduct of schoolrooms, service clubs, chapels, and other instructional, entertainment, and welfare expenses for enlisted men; expenses for Inter-American cooperation as authorized for the Navy by the Act of August 2, 1946 (5 U. S. C. 421f), for Latin-American cooperation; payments of deficiency judgments and interests thereon arising out of condemnation proceedings heretofore instituted; and special services by contract or otherwise, \$1,199,792,000.

MILITARY PERSONNEL REQUIREMENTS

For pay, allowances, clothing, subsistence, transportation, interest on deposits of enlisted personnel, payment of life insurance premiums, and travel in kind for cadets and all other personnel of the Air Force of the United States on active duty (other than personnel of the Reserve components, including the Air National Guard, on active

duty while undergoing training), including mileage, per diem allowances, reimbursement of actual expenses of travel, transportation of troops, commutation of quarters, subsistence supplies for issue as rations to enlisted personnel, cloth and materials and clothing for issue and sale, and clothing allowances, as authorized by law; and, in connection with personnel paid from this appropriation, for rental of camp sites and local procurement of utility services and other necessary expenses incident to individual or troop movements (including packing and unpacking and transportation of organizational equipment), ice, meals for recruiting parties, monetary allowances for liquid coffee for troops when supplied cooked or travel rations, altering and fitting clothing, and commutation of rations, as authorized by law, to enlisted personnel, including those sick in hospitals (to be paid to the surgeon in charge); transportation, as authorized by law, of dependents, baggage, and household effects of personnel paid from this appropriation; transportation, or reimbursement therefor, of applicants for enlistment between places of acceptance for enlistment and recruiting stations, rejected applicants for enlistment, general prisoners, and discharged cadets; travel pay to discharged military personnel; transportation of persons discharged otherwise than honorably, prisoners upon each termination of confinement, and persons discharged from Saint Elizabeths Hospital after transfer thereto from the military service; commutation of quarters and rations to applicants for enlistment and general prisoners traveling under orders; rations for civilian employees when entitled thereto, applicants for enlistment, prisoners of war, and general prisoners; subsistence supplies for resale, as authorized by law; commutation of rations, as authorized by regulations, to applicants for enlistment, civilian employees entitled to subsistence at public expense, and general prisoners, while sick in hospitals (to be paid to the surgeon in charge); subsistence of supernumeraries necessitated by emergent military circumstances; issues of toilet articles and barbers' and tailors' material to general prisoners confined at military posts without pay and allowances, applicants for enlistment, and recruits upon first enlistment; expenses of apprehension and delivery of deserters, stragglers, and escaped military prisoners; payment, in the discretion of the Secretary, of rewards (not to exceed \$25 in any one case) for the apprehension of deserters; confinement of military prisoners in nonmilitary facilities; donations of not to exceed \$10 to each civilian prisoner upon each release from a military prison, to each enlisted man discharged otherwise than honorably upon each release from confinement under court-martial sentence, and to each person discharged for fraudulent enlistment, \$1,201,000,000.

Expenses of individual or troop movements.

Transportation of dependents, etc.

Rations for civilian employees.

Rewards.

Dishonorable discharge.

CLAIMS

For payment of claims as authorized by law (31 U. S. C. 222c, 223b, 224d; 28 U. S. C. 2672); for payment of claims (not to exceed \$500 in any one case) for damages to or loss of private property incident to the operation of the Air National Guard camps of instruction, either during the stay of Air National Guard Units at such camps or while en route thereto or therefrom; and for repayment of amounts determined by the Secretary of the Air Force, or officers designated by him, to have been erroneously collected from military and civilian personnel of the Air Force, \$2,847,000.

59 Stat. 225; 57 Stat. 372; 55 Stat. 880; 62 Stat. 983.
28 U. S. C., Supp. II, § 2672.
Ante, pp. 62, 106.

RESEARCH AND DEVELOPMENT

For expenses necessary for basic and applied scientific research and development, by contract or otherwise, and transportation of things, to remain available until expended, \$233,000,000.

Ante, p. 876.

AIR FORCE RESERVE

For pay, allowances, clothing, subsistence, transportation (including mileage, actual and necessary expenses, or per diem in lieu thereof), and medical and hospital treatment and related expenses, as authorized by law, for personnel of the Air Force Reserve while on active duty undergoing training or while performing drills or equivalent duty; maintenance, operation, repair, and other necessary expenses of facilities for the training and administration of the Air Force Reserve; maintenance, operation, and modification of aircraft; personal services at the seat of the Government and elsewhere; transportation of things; purchase (not to exceed fifteen) and hire of passenger motor vehicles; supplies, materials, and equipment, not otherwise provided for, necessary to train and equip Air Force Reserve organizations; and expenses incident to the maintenance and use of supplies, materials, and equipment furnished from stocks under the control of the Air Force, \$82,000,000.

AIR RESERVE OFFICERS' TRAINING CORPS

For pay, subsistence, transportation, and allowances, including travel allowances, commutation of subsistence and uniforms, medical and hospital treatment and related expenses, as authorized by law, for the Air Reserve Officers' Training Corps; and for necessary expenses, not otherwise provided for, of training and instruction of the Air Reserve Officers' Training Corps, including maintenance and operation of facilities; transportation of things; hire of passenger motor vehicles; procurement and issue to institutions of supplies, materials, and equipment, including uniforms, necessary for the training and instruction of the Air Reserve Officers' Training Corps, as authorized by law; and expenses incident to the maintenance and use of supplies, materials, and equipment furnished from stocks under the control of the Air Force, \$11,700,000.

AIR NATIONAL GUARD

Training, etc.

Supplies, etc.

For pay, allowances, clothing, subsistence, transportation (including mileage, actual and necessary expenses, or per diem in lieu thereof), medical and hospital treatment and related expenses, for members of the Air National Guard while undergoing training or while performing drills or equivalent duty, as authorized by law; travel expenses (other than mileage), on the same basis as authorized by law for Air National Guard personnel on active Federal duty, of Air National Guard commanders while inspecting units in compliance with National Guard regulations when specifically authorized by the Chief, National Guard Bureau; establishment, maintenance, operation, repair, and other necessary expenses of facilities for the training and administration of the Air National Guard, either on Government-owned land or on land made available by lease or loan from any State or political subdivision thereof or any individual, corporation, or organization, for a period of not less than ten years, including construction of facilities, and additions, extensions, alterations, improvements, and rehabilitation of existing facilities; maintenance, operation, and modification of aircraft; personal services at the seat of government and elsewhere; transportation of things; purchase (not to exceed thirty-nine) and hire of passenger motor vehicles; procurement and issue to the Air National Guard of the several States, Territories, and the District of Columbia of supplies, materials, and equipment, as authorized by law; and expenses incident to the maintenance and use of supplies, materials, and equipment, including such as may be furnished from stocks under the control of agencies of the National

Military Establishment, \$115,000,000: *Provided*, That the number of caretakers authorized to be employed under the provisions of law (32 U. S. C. 42) may be such as is deemed necessary by the Secretary of the Air Force.

Caretakers.

39 Stat. 205.
32 U. S. C., Supp. II,
§ 42 note.

SALARIES AND EXPENSES, ADMINISTRATION

For expenses necessary for the administration of the Air Force at the seat of government and at headquarters of major commands, including personal services; transportation of things; hire of passenger motor vehicles; and travel expenses, transportation of dependents, baggage, and household effects of civilian employees upon permanent change of station, \$58,425,000.

CONTINGENCIES

For emergencies and extraordinary expenses, including personal services at the seat of government and elsewhere, to be expended on the authority or approval of the Secretary of the Air Force, and such expenses may be accounted for solely on his certificate, \$15,200,000.

TITLE VI

GENERAL PROVISIONS

SEC. 601. During the current fiscal year, the Secretary of Defense and the Secretaries of the Air Force, Army, and Navy, respectively, if they should deem it advantageous to the national defense, and if in their opinions the existing facilities of the National Military Establishment or the Department concerned are inadequate, are authorized to procure services in accordance with section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates for individuals not in excess of \$50 per day, and to pay in connection therewith travel expenses of individuals, including actual transportation and per diem in lieu of subsistence while traveling from their homes or places of business to official duty station and return as may be authorized in travel orders or letters of appointment.

Temporary services
by contract.

60 Stat. 810.

SEC. 602. Section 3648, Revised Statutes, shall not apply, in the case of payments made from appropriations contained in this Act, (1) to payments made in compliance with the laws of foreign countries or their ministerial regulations, (2) to payments for rent in such countries for such periods as may be necessary to accord with local custom, or (3) to payments made for tuition.

31 U. S. C. § 529.
Advances of public
moneys.

SEC. 603. During the current fiscal year, provisions of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States shall not apply to personnel of the National Military Establishment.

Compensation to
noncitizens.

SEC. 604. The appropriations contained in this Act shall not be available for increased pay for flights by nonflying officers at a rate in excess of \$720 per annum, which shall be the legal maximum rate as to such officers, and such nonflying officers shall be entitled to such rate of increase by performing three or more flights of a total duration of not less than four hours within each ninety-day period, pursuant to orders of competent authority, without regard to the duration of each flight.

Flights by nonflying
officers.

SEC. 605. The appropriations in this Act otherwise available for travel or transportation which are current on date of relief from duty station of personnel traveling under orders may be charged with all expenses in connection with such travel including transportation of dependents and household goods, regardless of time of arrival at destination of such personnel.

Personnel traveling
under orders.

Personnel outside
U. S.
Moving of depend-
ents and effects.

SEC. 606. During the current fiscal year the dependents and household effects of such military and civilian personnel (without regard to rank or grade) of the Air Force or Army on duty at stations outside the continental limits of the United States, or in Alaska, as may be determined upon by the Secretary concerned, may, prior or subsequent to the issuance of orders for the relief of such personnel from their stations, or subsequent to the discharge or release of such personnel from active military service, be moved (including packing and unpacking of household effects) from such stations outside the continental limits of the United States, or in Alaska, to such locations as may be designated by such personnel (subject to the approval of the Secretary concerned), by the use of either Government or commercial means of transportation, and later from such locations to the duty stations to which such personnel may be ordered, and current appropriations available for travel and transportation may be used for this purpose, the decision of the Secretary concerned to be final as to the dependency of any individual sought to be affected by this provision except as to travel performed subsequent to arrival in the United States.

Attendance at meet-
ings.

SEC. 607. Appropriations contained in this Act available for travel shall be available for all expenses incident to attendance at meetings of technical, scientific, professional, or other similar organizations.

Commissions on
land purchase con-
tracts.

SEC. 608. No part of any money appropriated herein or included under any contract authority herein granted shall be expended for the payment of any commission on any land purchase contract in excess of 2 per centum of the purchase price.

Persons engaging,
etc., in strikes against
or advocating over-
throw of U. S. Gov-
ernment.

SEC. 609. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not, contrary to the provisions of this section, engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *And provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Affidavit.

Penalty.

Pay and expenses,
restriction.

SEC. 610. The appropriations in this Act shall not be available for the pay, allowances, or travel of any member of the Air National Guard, Air Force Reserve, Army National Guard, or the Organized Reserve Corps, for periods of active duty, drills, training, instruction, or other duty for which he may be entitled to receive compensation pursuant to any provisions of law, who may be drawing a pension, retirement pay, disability allowance, disability compensation, or

retired pay (where retirement has been made on account of physical disability or age) from the Government of the United States: *Provided*, That nothing in this section or any other provision of law shall be so construed as to prevent the application of funds to the pay, allowances, or travel of any member of the Air National Guard, Air Force Reserve, Army National Guard, Organized Reserve Corps, Naval Reserve, or Marine Corps Reserve, who may waive or relinquish said pension, retirement pay, disability allowance, or disability compensation (where such disability is of such degree as not to prevent acceptance for active Federal duty) for the periods of active duty, field training, instruction, other duty, or drill, for which he may be entitled to receive compensation pursuant to law: *Provided further*, That adjutants general who may be drawing such emoluments may be continued in a federally recognized status without pay under this Act.

Status of adjutants general.

SEC. 611. After June 30, 1949, paid occupancy of the hotel on the grounds of the United States Military Academy on a rental basis by personnel of the services mentioned in the title of the Pay Readjustment Act of 1942 or by their dependents shall not deprive such personnel of money allowances for rental of quarters.

Allowances for rental of quarters.

The Act of June 30, 1949 (Public Law 154), as amended, making temporary appropriations for the fiscal year 1950 shall not be construed to have in any manner suspended the operation of the Act of July 2, 1945 (Public Law 120, Seventy-ninth Congress), authorizing military personnel to occupy certain Government housing facilities on a rental basis without loss of rental or quarters allowance.

56 Stat. 359.
37 U. S. C. §§ 101-120; Supp. II, § 101b et seq.
Ante, pp. 839, 840.
Ante, p. 404.

SEC. 612. Such military and naval personnel as may be detailed for duty with agencies not a part of the National Military Establishment on a reimbursement basis may be employed in addition to the numbers otherwise authorized and appropriated for.

Detail of personnel.

SEC. 613. No collection or reclamation shall be made by the United States on account of any money paid to assignees, transferees, or allottees, or to others for them, under assignments, transfers, or allotments of pay and allowances made under authority of law where liability might exist with respect to such assignments, transfers, or allotments or the use of such moneys, because of the death of assignors, transferors, or allottees.

Reclamation of certain payments, restriction.

SEC. 614. Appropriations contained in this Act shall be available for insurance of official motor vehicles in foreign countries, when required by laws of such countries; payments in advance of expenses determined by the investigating officer to be necessary and in accord with local custom for conducting investigations in foreign countries incident to matters relating to the activities of the department concerned; and all necessary expenses, at the seat of government of the United States of America or elsewhere, in connection with (1) instruction and training, including tuition, not otherwise provided for, of civilian employees, (2) printing and binding, communication and other services and supplies as may be necessary to carry out the purposes of this Act, and (3) health programs as authorized by law (5 U. S. C. 150).

Availability of appropriations.

SEC. 615. The appropriations contained in this Act for the Air Force, Navy, and for the Army, which are available for the procurement or manufacture of supplies, materials, and equipment of special or technical design may be used for the development and procurement of gages, dies, jigs, and other special aids and appliances, production studies, factory plans, and other production data, including specifications and detailed drawings, and for the purchase of copyrights and letters patent, applications therefor, and licenses thereunder pertaining

60 Stat. 903.
Gages, dies, jigs, etc.

to such supplies, equipment, and materials for which the appropriations are made.

Maintenance of
prisoners of war, etc.

SEC. 616. Any appropriation available to the Air Force, Army, or the Navy may, under such regulations as the Secretary concerned may prescribe, be used for expenses incident to the maintenance, pay, and allowances of prisoners of war, other persons in Air Force, Army, or Navy custody whose status is determined by the Secretary concerned to be similar to prisoners of war, and persons detained in such custody pursuant to Presidential proclamation.

Transportation of
personal motor ve-
hicles.

SEC. 617. When personnel of the Air Force or Army are ordered to make any permanent change of station, motor vehicles owned by them for their personal use (not to exceed one vehicle per person) may be transported to their new posts of duty on Government-owned vessels.

Use of receipts from
sales, etc.

SEC. 618. During the current fiscal year, without deposit to the credit of the Treasurer of the United States and withdrawal on money requisitions, receipts of public moneys from sales or other sources by officers of the Air Force or the Army on disbursing duty and charged in their official accounts, except receipts to be credited to river and harbor and flood-control appropriations, may be used by them as required for current expenditures, all necessary bookkeeping adjustments of appropriations, funds, and accounts to be made in the settlement of their disbursing accounts.

Minor construction,
etc.

SEC. 619. The Secretary of the Air Force and the Secretary of the Navy are authorized to expend out of Air Force or Navy appropriations available for construction or maintenance such amounts as may be required for minor construction (except living quarters), extensions to existing structures and improvements at facilities of the department concerned, but the cost of any project authorized under this section which is not otherwise authorized shall not exceed \$30,000 except that, whenever in the judgment of the Secretary of Defense the interests of national defense so require, such appropriations shall be available for construction projects of a temporary nature without regard to such limitation, and the cost of any such temporary project authorized under this section which is not otherwise authorized shall not exceed \$100,000.

Cost limitation.

Construction of
quarters, limitation.

SEC. 620. During the current fiscal year, appropriations contained in this Act (except those for liquidation of prior contract authorizations) shall not be obligated for construction of family quarters for personnel at a cost per family unit in excess of \$14,040 on housing units for generals; \$12,040 on housing units for majors, lieutenant colonels and colonels, or equivalent; \$11,040 on housing units for second lieutenants, lieutenants, captains, and warrant officers, or equivalent; or \$10,040 on housing units for enlisted personnel, except that when such units are constructed outside the continental United States or in Alaska, the average cost per unit of all such units shall not exceed \$25,850 and in no event shall the individual cost exceed \$35,000. The last proviso of section 3 of the Act of June 12, 1948 (Public Law 626), and the last proviso in the next to last paragraph of section 3 of the Act of June 16, 1948 (Public Law 653), shall not be applicable to appropriations contained in this Act, in the Military Functions Appropriation Act, 1949, or in the Second Deficiency Appropriation Act, 1948, in cases where the Secretary of the Department concerned determines that the erection of prefabricated family quarters will be more advantageous to the United States than multiple type dwellings of conventional construction.

62 Stat. 379.
5 U. S. C., Supp. II,
§ 626p; 10 U. S. C.,
Supp. II, § 1337b.
62 Stat. 462.
34 U. S. C., Supp.
II, §§ 911b-911d.
62 Stat. 647.
62 Stat. 1027.

Transfer of supplies,
etc.

SEC. 621. After June 30, 1949, in the discretion of the head of the department or organization concerned, (1) services, work, supplies, materials, and equipment may be rendered or supplied by one department or organization within the National Military Establishment to

another such department or organization without reimbursement or transfer of funds; and (2) the pay and allowances, including transportation of dependents and household goods on a reimbursable or other basis, as authorized by law, of military, naval, or civilian personnel of one department or organization of such establishment detailed or assigned to duty with another such department or organization, may be charged to the appropriations otherwise available for such purposes to the department or organization to which detailed or assigned.

Pay and allowance charges against other appropriations.

SEC. 622. (a) All negotiated contracts for procurement in excess of \$1,000 entered into during the fiscal year 1950 by or on behalf of the Department of Defense (including the Department of the Army, Department of the Navy, and Department of the Air Force), and all subcontracts thereunder in excess of \$1,000, are hereby made subject to the Renegotiation Act of 1948 in the same manner and to the same extent as if such contracts and subcontracts were required by such Act to contain the renegotiation article prescribed in subsection (a) of such Act. Each contract and subcontract made subject to the Renegotiation Act of 1948 by this section shall contain an article stating that it is subject to the Renegotiation Act of 1948. In determining whether the amounts received or accrued to a contractor or subcontractor during his fiscal year from contracts and subcontracts subject to the Renegotiation Act of 1948 amount in the aggregate to \$100,000, receipts or accruals from contracts and subcontracts made subject to such Act by this section shall be added to receipts or accruals from all other contracts and subcontracts subject to such Act.

Contracts and subcontracts in excess of \$1,000.

62 Stat. 269.
50 U. S. C., Supp.
II, app. § 1193.

(b) Notwithstanding any agreement to the contrary, the profit limitation provisions of the Act of March 27, 1934 (48 Stat. 503, 505), as amended and supplemented, shall not apply to any contract or subcontract which is subject to the Renegotiation Act of 1948.

34 U. S. O. § 496.

SEC. 623. No funds shall be obligated by any department or agency of the National Military Establishment for research and development or for industrial mobilization except in accordance with such regulations as may be prescribed by the Secretary of Defense, and such regulations may provide for modification or termination of existing contracts for such purposes in accordance with the terms of such contracts.

Research, etc.

SEC. 624. The appropriations in this Act under the headings "Quartermaster Service, Army", "Signal Service of the Army", "Medical and Hospital Department", "Engineer Service, Army", "Ordnance Service and Supplies", and "Chemical Service, Army", shall each be available for the pay and allowances, including travel allowances, of such Reserve officers as the President may, with their consent, order to active duty for such periods, not in excess of two years, as their service may be required in the procurement or production of equipment therein appropriated for.

Pay and allowances of Reserve Officers on active duty.

Ante, pp. 991, 994, 995, 997.

SEC. 625. Appropriations for the Air Force and the Army for the current fiscal year shall be available for carrying out the purposes of Executive Order 9112 of March 26, 1942; for expenses in connection with the administration of occupied areas; for distribution of trophies and devices as authorized by law; for actual and necessary expenses or per diem in lieu thereof authorized by section 12 of the Pay Readjustment Act of 1942, as amended; and for primary and secondary schooling for dependents of military and civilian personnel of the National Military Establishment residing on military installations in amounts not exceeding \$140 per child when the Secretary of the department concerned finds that schools, if any, available in the locality, are unable to provide adequately for the education of such dependents; and appropriations for the Air Force for the current

Financing war contracts, etc.

50 U. S. C. app. § 611 note.

56 Stat. 364.
37 U. S. C. § 112.
Ante, pp. 839, 840.

fiscal year shall be available for expenses of temporary duty travel of military personnel and for travel expenses of civilians (other than on permanent change of station) traveling in connection with the activities of the Air Force.

Post exchanges, etc. SEC. 626. No part of any Air Force or Army appropriation made by this Act shall be used in any way to pay any expense in connection with the conduct, operation, or management of any post exchange, branch exchange, or subexchange within any State, Territory, or the District of Columbia, save and except for real assistance and convenience under such regulations as the Secretary of the department concerned may prescribe, to such personnel as are now or may be hereafter authorized by law and regulation to purchase subsistence stores or other supplies and to civilians employed or serving at military posts in supplying them with articles of small personal needs, not similar to those furnished by the Government: *Provided*, That the commanding officer of the post at which any such exchange is situated shall certify on the monthly report of the post-exchange council that such exchange was, during the period covered by such report, operated in compliance with this section: *Provided further*, That at posts isolated from a convenient market the Secretary of the department concerned may broaden the nature of the articles to be sold.

Certification on monthly reports.

Isolated posts.

SEC. 627. Provisions of this Act granting authority to the Department of the Army or the Secretary of the Army, or referring to military or civilian personnel of the Department of the Army, shall be applicable to the Department of the Air Force, the Secretary of the Air Force, and military or civilian personnel of the Department of the Air Force with respect to funds allocated or otherwise made available from Army appropriations to or for the Department of the Air Force or personnel thereof: *Provided*, That amounts transferred to the Department of the Air Force under section 306 of the National Security Act of 1947 (Public Law 253, approved July 26, 1947) shall be available for personal services at the seat of Government without regard to the availability of such funds for that purpose under applicable provisions and restrictions of this Act.

Transfer of funds.

61 Stat. 509.
5 U. S. C., Supp.
II, § 626d.

SEC. 628. Appropriations for the Navy for the current fiscal year shall be available for expenses in connection with the transfer to the United States of foreign vessels, including pay, subsistence, transportation, and repatriation of alien crews; expenses including those heretofore incurred incident to the operation by the Navy of private plants taken over at the direction of the President, and the Secretary of the Navy may designate any naval appropriation to be charged with such expenses, proper adjustment to be made on the basis of final costs between applicable appropriations; payment of rewards, as authorized by law, for information leading to the discovery of missing naval property or the recovery thereof, and contributions for the support of schools for dependents of military and civilian personnel of the National Military Establishment as authorized by section 13 of the Act of August 2, 1946 (5 U. S. C. 421d).

Transfer of foreign vessels, etc.

60 Stat. 854.
Canal Zone.
Citizenship requirement.

SEC. 629. No part of any appropriation contained in this Act shall be used directly or indirectly, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall

Employment of Panamanian citizens.
48 U. S. C. § 1307 note.

Limitation on number.

the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering skilled, technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week, (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the President may suspend from time to time in whole or in part compliance with this section if he should deem such course to be in the public interest.

SEC. 630. The powers and duties vested in the Secretaries of the Army and the Navy with respect to civil-service employees of their Departments by section 3 of the Act of December 17, 1942 (56 Stat. 1053), shall, during the current fiscal year, be vested also in the Secretary of Defense with respect to civil-service employees of all agencies of the National Military Establishment other than the Department of the Army, Navy, and Air Force, and in the Secretary of the Air Force with respect to civil-service employees of the Department of the Air Force. The provisions of section 6 of the Act of August 24, 1912 (37 Stat. 555), shall not apply to any civil-service employees with regard to whom the powers granted in this section are exercised: *Provided*, That nothing in this section shall repeal or modify any existing powers and duties of the Secretary of Defense, the Secretary of the Navy, the Secretary of the Army or the Secretary of the Air Force under section 3 of the Act of December 17, 1942 (56 Stat. 1053).

SEC. 631. No funds herein appropriated shall be available to pay for the services or support of personnel enlisted after enactment of this Appropriation Act under the provisions of section 4 (g) of the Selective Service Act of 1948 (Public Law 759, Eightieth Congress).

SEC. 632. (a) Insofar as practicable, the Secretary of Defense shall assist American small business to participate equitably in the furnishing of commodities and services financed with funds appropriated under this Act by making available or causing to be made available to suppliers in the United States, and particularly to small independent enterprises, information, as far in advance as possible, with respect to purchases proposed to be financed with funds appropriated under this Act, and by making available or causing to be made available to purchasing and contracting agencies of the National Military Establishment information as to commodities and services produced and furnished by small independent enterprises in the United States, and by otherwise helping to give small business an opportunity to participate in the furnishing of commodities and services financed with funds appropriated by this Act.

(b) The Secretary shall appoint or assign a special assistant to advise and assist him in carrying out the foregoing subsection (a).

Employees with 15 or more years of service.

Selection of personnel.

Hours of employment; pay rates.

Applicability of section.

Suspension of compliance.

Civil-service employees.

5 U. S. C. § 652 note.

5 U. S. C., Supp. II, § 652.

One-year enlistments.

62 Stat. 608.
50 U. S. C., Supp. II, app. § 454 (g).
Assistance to American small business.

Special assistant to Secretary.

Report to Congress. A report of all activities under this section shall be prepared and transmitted to the Congress as soon as practicable after June 30, 1950.

Purchase of materials for public use, etc. SEC. 633. In order to clarify the original intent of Congress, hereafter, section 2 and that part of section 3 (a) preceding the words "Provided, however," of title III of the Act of March 3, 1933 (47 Stat. 1520), shall be regarded as requiring the purchase, for public use within the United States, of articles, materials, or supplies manufactured in the United States in sufficient and reasonably available commercial quantities and of a satisfactory quality, unless the head of the department or independent establishment concerned shall determine their purchase to be inconsistent with the public interest or their cost to be unreasonable.

41 U. S. C. §§ 10a, 10b. SEC. 634. This Act may be cited as the "National Military Establishment Appropriation Act, 1950".

Short title.

TITLE VII

REDUCTION IN APPROPRIATIONS

SEC. 701. Amounts available from appropriations and other funds, and contract authority, are hereby reduced in the sums hereinafter set forth, such sums (except contract authority) to be carried to the surplus fund and covered into the Treasury immediately upon the approval of this Act, except as otherwise indicated:

DEPARTMENT OF THE NAVY

Ante, p. 979. Repair facilities, Navy, \$21,448,439;

58 Stat. 649. Naval procurement fund, \$150,000,000 to be derived from amounts advanced to such fund for the purpose of settlement of war contracts under the Contract Settlement Act of 1944.

41 U. S. C. §§ 101-125; Supp. II, § 102 et seq.

TREASURY DEPARTMENT

Ante, p. 231. Strategic and critical materials (unfinanced contract authority), \$100,000,000. (Second Deficiency Appropriation Act, 1949; Treasury and Post Office Departments Appropriation Act, 1950.)

Ante, p. 356. SEC. 702. The amounts to be obligated or expended from certain appropriation items contained in titles II, III, IV, and V of this Act shall not exceed the following:

Ante, pp. 987, 988, 1003, 1013.

DEPARTMENT OF THE ARMY

Pay of the Army-----	\$1, 440, 778, 178
Welfare of enlisted men-----	6, 566, 688
Subsistence of the Army-----	242, 372, 534
Regular supplies of the Army-----	109, 254, 420
Clothing and equipage-----	175, 097, 252
Incidental expenses of the Army-----	99, 586, 215
Transportation Corps: Transportation service-----	305, 602, 009
Signal Corps: Signal service of the Army-----	197, 062, 137
Medical Department: Medical and Hospital Department-----	65, 048, 856
Engineer service-----	116, 702, 830
Barracks and quarters-----	184, 976, 037
Military construction-----	85, 177, 044
Training and operation-----	3, 814, 243
Maintenance and operation, United States Military Academy-----	5, 964, 533

Salaries:

Secretary of the Army.....	\$3, 141, 639
Chief of Staff.....	7, 450, 965
Judge Advocate General.....	579, 426
Chief of Finance.....	1, 455, 399
Quartermaster General.....	6, 808, 340
Chief of Transportation.....	2, 935, 930
Chief Signal Officer.....	2, 471, 176
Provost Marshal General.....	134, 852
Chief of Engineers.....	3, 789, 316
Chief of Ordnance.....	4, 040, 904
Chief of Chemical Corps.....	750, 000
Contingent expenses, Department of the Army.....	8, 949, 500

DEPARTMENT OF THE NAVY

Miscellaneous expenses.....	\$4, 283, 000
Salaries, Office of the Secretary.....	4, 321, 000
Research.....	42, 697, 000
Pay and allowances.....	1, 039, 871, 000
Transportation and recruiting.....	31, 804, 000
General expenses.....	2, 040, 000
Naval Reserve.....	126, 117, 000
Naval Academy.....	5, 130, 000
Naval Home.....	390, 000
Construction of ships.....	156, 996, 000
IRNV—Construction and machinery.....	37, 787, 000
Ordnance and ordnance stores.....	219, 000, 000
Ordnance for new construction.....	62, 128, 000
IRNV—Armor, armament, and ammunition.....	69, 379, 000
Maintenance, Bureau of Supplies and Accounts.....	207, 331, 000
Fuel.....	58, 654, 000
Salaries, Bureau of Supplies and Accounts.....	4, 676, 000
Medical Department.....	38, 686, 000
Maintenance, Bureau of Yards and Docks.....	151, 282, 000
Public Works.....	51, 876, 000
Salaries, Bureau of Yards and Docks.....	2, 257, 600
Aviation.....	511, 604, 000
Pay, Marine Corps.....	185, 818, 000
General expenses, Marine Corps.....	121, 182, 000
Salaries, Headquarters, Marine Corps.....	2, 475, 000

DEPARTMENT OF THE AIR FORCE

Special procurement.....	\$125, 797, 000
Maintenance and operations.....	1, 143, 858, 000
Air Force Reserve.....	77, 630, 000
Air Reserve Officers' Training Corps.....	11, 677, 000
Air National Guard.....	114, 690, 000
Salaries and expenses, administration.....	57, 242, 000

The Secretary of Defense is authorized and directed to determine and certify to the Committees on Appropriations of the Senate and the House of Representatives, on or before January 1, 1950, from any appropriation provided in this Act which he finds may be reduced without prejudice to the national security, any amount which may be reduced, stating the reason for such reduction.

Approved October 29, 1949.

[CHAPTER 788]

AN ACT

October 29, 1949
[H. R. 5305]
[Public Law 435]

To increase the retired pay of certain members of the former Lighthouse Service.

Lighthouse Service.
Retired pay.

40 Stat. 608.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the annual rate of retired pay received by any person who was retired on or before June 29, 1949, under section 6 of the Act of June 20, 1918, as amended and supplemented (33 U. S. C., 1946 edition, 763-765), shall be increased by \$360 effective on the first day of the calendar month following enactment of this Act.

Approved October 29, 1949.

[CHAPTER 789]

AN ACT

October 29, 1949
[H. R. 6301]
[Public Law 436]

To provide for parity in awards of disability compensation.

Veterans.
Disability compen-
sation.

43 Stat. 607.
38 U. S. C. § 421
et seq.
48 Stat. 524.
38 U. S. C. § 366 *et seq.*

Effective date.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person otherwise eligible for disability compensation under the World War Veterans' Act, 1924, as restored with limitations by Public Law Numbered 141, Seventy-third Congress, March 28, 1934, as amended, shall be entitled to monthly compensation of \$150 if and while the disability is rated as total, and if and while partially disabled an amount having the same ratio to \$150 as the degree of his disability bears to the total disability.

SEC. 2. The increases provided by this Act shall be effective December 1, 1949.

Approved October 29, 1949.

[CHAPTER 790]

JOINT RESOLUTION

October 29, 1949
[H. J. Res. 35]
[Public Law 437]

To vest title to certain lands of the Three Affiliated Tribes of the Fort Berthold Reservation, North Dakota, in the United States, and to provide compensation therefor.

Fort Berthold Res-
ervation, N. Dak.
Title to certain
lands.

Post, p. 1028.

Availability of
fund.
61 Stat. 690.

Purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, if within six months from the date of its enactment the Three Affiliated Tribes of the Fort Berthold Reservation accept the provisions of this Act by an affirmative vote of a majority of the adult members, the sums herein provided for shall be made available as herein specified; and all right, title and interest of said tribes, allottees and heirs of allottees in and to the lands constituting the Taking Area described in section 15 (including all elements of value above or below the surface) shall vest in the United States of America.

SEC. 2. The fund of \$5,105,625 appropriated by the War Department Civil Appropriation Act, 1948 (Public Law 296, Eightieth Congress), shall not lapse into the Treasury as provided therein, but shall be available for disbursement under the direction of the Commissioner of Indian Affairs, Bureau of Indian Affairs, United States Department of the Interior (hereinafter called the "Commissioner") for the following purposes:

(a) Payment for tribal and allotted Indian lands and improvements, including heirship interests, and values above and below the surface, within the Taking Area;

(b) Costs of relocating and reestablishing the members of the tribes who reside within the Taking Area; and

(c) Costs of relocating and reestablishing Indian cemeteries, tribal monuments, and shrines within the Taking Area. Any unexpended balance remaining from the said fund of \$5,105,625 after the completion of the purposes set forth in subsections (a), (b), and (c) shall remain in the Treasury to the credit of the tribes.

SEC. 3. There is hereby established a board of appraisal which shall consist of one member designated by the Secretary of Agriculture, one member designated by the Secretary of the Interior, and one member designated by the Chief of Engineers. It shall be the duty of the board to prepare an appraisal schedule of the tribal and individual allotted lands and improvements, including heirship interests, located within the Taking Area. In the preparation thereof, the board shall determine the fair value of the land and improvements, giving full and proper weight to the following elements of appraisal: Value of any tract of land, whether full interest or partial interest, including value of standing timber, mineral rights, and the uses to which the lands are reasonably adapted. Upon completion of the said schedule of appraisal it shall be submitted to the Chief of Engineers.

SEC. 4. Upon receipt of such schedule of appraisal by the Chief of Engineers, he shall transmit to the tribal council the schedule of appraisal in its entirety and such portions of the said schedule to individual Indians as relate to their respective interests. The tribal council and the interested individual Indians shall have ninety days from the date of receipt of such schedule of appraisal in which to present to the Commissioner their objections, if any, for consideration and action thereon.

SEC. 5. The right of the tribes and of the allottees and heirs of allottees to accept or reject the appraisal covering their respective property is reserved to them. Upon the rejection of the appraisal affecting the lands or the respective interests, the Department of the Army shall institute proceedings in the United States District Court for North Dakota for the purpose of having the just compensation for such property judicially determined. Any judgment entered against the United States in such proceedings shall be charged against the said fund of \$5,105,625: *Provided*, That if said sum should be inadequate to cover the purposes provided for in section 2 (a), (b) and (c) hereof, and such judgments as may be obtained in such proceedings, then the amount in excess of the said fund of \$5,105,625 shall be paid out of the \$7,500,000 provided for in section 12 hereof.

SEC. 6. In all proceedings instituted in accordance with section 5 of this Act, individual members of the tribes may request the Commissioner of Indian Affairs to designate attorneys of the Bureau of Indian Affairs to represent them.

SEC. 7. The amount determined to be due the individual allottees and other individual Indians shall be deposited to the credit of such individual Indians in their individual Indian money accounts.

SEC. 8. The tribes and the members thereof may salvage, remove, reuse, sell, or otherwise dispose of all or any part of their improvements within the Taking Area without any deduction therefor in the appraisal schedule to be prepared by the Commissioner, subject to the condition that the district engineer, Garrison district, may not enter for the purpose of clearing the said improvements until at least October 1, 1952, and subject further to the condition that the district engineer shall serve notice of such purpose at least three months prior thereto.

SEC. 9. The tribes and the members thereof shall have the privilege of cutting timber and all forest products and removing sand and gravel, and may use, sell, or otherwise dispose of the same until at least October 1, 1950, without any deduction therefor in the appraisal

Board of appraisal.

Duty.

Transmittal of
schedule to tribal
council.

Tribal, etc., rights.

Judicial proceedings.

Ante, p. 1026.*Post*, p. 1028.Credit to individ-
ual accounts.Disposition of im-
provements.

Conditions.

Removal of timber,
sand, and gravel.

Conditions.

schedule to be prepared by the Commissioner, subject to the condition that the said date may be adjusted to a later date by the Chief of Engineers on the request of the Commissioner, and subject to the further conditions that the district engineer, Garrison district, shall serve notice of clearing at least three months prior thereto.

Removal, etc., of lignite.

SEC. 10. The tribes and the members thereof may remove, sell, or otherwise dispose of lignite until such date as the district engineer, Garrison district, fixes for the impoundment of waters.

Notice of impoundment of waters.

SEC. 11. The district engineer, Garrison district, will give notice at least six months in advance of the date on or after which impoundment of waters may begin, and no damage for loss of life or property due to impoundment of waters on or after the date specified in said notice may be claimed. The date established by such notification will not be earlier than October 1, 1952.

Crediting of additional funds.
61 Stat. 690.

SEC. 12. In addition to the \$5,105,625 appropriated by the War Department Civil Appropriation Act, 1948 (Public Law 296, Eightieth Congress), the further sum of \$7,500,000 less any part thereof that may be required to cover balance due said tribes or allottees or heirs as provided for in section 5 hereof shall, upon acceptance of the provisions of this Act by the tribes, be placed to the credit of the tribes in the Treasury of the United States, which sums notwithstanding anything contained in this Act to the contrary shall be in full satisfaction of: (1) all claims, rights, demands and judgments of said tribes or allottees or heirs thereof arising out of this Act and not compensated for out of the said \$5,105,625; (2) and of all other rights, claims, demands and judgments of said tribes, individual allottees or heirs thereof, of any nature whatsoever existing on the date of enactment of this Act, whether of tangible or intangible nature and whether or not cognizable in law or equity in connection with the taking of said land and the construction of said Garrison Dam project.

Interest.

61 Stat. 690.

SEC. 13. The fund of \$5,105,625, appropriated by the War Department Civil Appropriation Act, 1948 (Public Law 296, Eightieth Congress), and the fund provided for by section 12 of this Act shall bear interest at 4 per centum per annum from the date of acceptance of this Act until disbursed. No part of either of such funds shall be used for payment of the fees or expenses of any agent, attorney, or other representative of any individual Indian or tribe.

Restriction.

Electric power rights.

SEC. 14. When electric power is available from Garrison Dam project, the said Three Affiliated Tribes and the members thereof shall have equal rights and privileges on an equal basis which are accorded the persons, cooperative associations and others by the Rural Electrification Act of 1936 and all Acts amendatory thereof or supplemental thereto as fully as if said tribes and members thereof were named in said Rural Electrification Act of 1936.

SEC. 15. The Taking Area is described as follows:

PART A—WITHIN RESERVATION BOUNDARIES

Beginning at the Northwest corner of Section 6, Township 150 North, Range 93 West of the 5th P. M.; thence East to the West sixteenth line; thence South to the East and West quarter line; thence East to center of said Section; thence South to South quarter corner; thence East to the West line of the East half of the Southwest quarter of the Southeast quarter ($E\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$); thence North to South sixteenth line; thence East to East Section line; thence South to Southeast corner of said Section 6; thence West to West line of the East half of the East half of the Northeast quarter ($E\frac{1}{2}E\frac{1}{2}NE\frac{1}{4}$) of Section 7; thence South to East and West quarter line; thence East to the East line of the West half of the Northwest quarter of the Southwest quarter of Section 8; thence South to South sixteenth line; thence East to the

49 Stat. 1363,
7 U. S. C. §§ 901-914;
Supp. II, § 903 *et seq.*
Ante, p. 948.

North and South quarter line; thence North to center of said Section; thence East to East Section line; thence South to South sixteenth line; thence West to the East sixteenth line; thence South to North sixteenth line of Section 17; thence East to the West sixteenth line of Section 16; thence North to North Section line; thence East to North quarter corner; thence South to center of said Section; thence East to East sixteenth line of Section 15; thence South to South sixteenth line; thence West to North and South quarter line; thence South to North line of the South half of the Southeast quarter of the Southwest quarter ($S\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$); thence West to West sixteenth line; thence South to the South Section line; thence West to the Southwest corner of Section 15; thence South to North sixteenth line of Section 22; thence East to North and South quarter line; thence North to the North line of the South half of the Northwest quarter of the Northeast quarter ($S\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}$), thence East to East sixteenth line; thence North to the North line of Section 22; thence East to West line of the East half of the Southeast quarter of the Southeast quarter ($E\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}$) of Section 15; thence North to the South sixteenth line; thence East to West sixteenth line of Section 14; thence South to the South Section line; thence West to the Southwest corner of said Section 14; thence South to the North sixteenth line of Section 23; thence East to the West sixteenth line; thence South to the South sixteenth line; thence East to the East sixteenth line; thence North to the North sixteenth line; thence East to the East Section line; thence North to the Northeast corner of Section 23; thence East to the East line of the West half of the East half of the Northwest quarter of Section 24; thence South to East and West quarter line; thence West to the East line of the West half of the West half of the Southwest quarter; thence South to South Section line; thence East to East sixteenth line; thence North to East and West quarter line; thence East to the East quarter corner of Section 24, Township 150 North, Range 93 West of the 5th P. M.; thence East to West sixteenth line of Section 19, Township 150 North, Range 92 West of the 5th P. M.; thence South to North sixteenth line of Section 30; thence East to East line of Section 30; thence South to the North line of the South half of the Southwest quarter of the Northwest quarter ($S\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$) of Section 29; thence East to the West sixteenth line; thence North to the South line of the North half of the Northwest quarter of the Northwest quarter ($N\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$); thence West to the West Section line; thence North to South sixteenth line of Section 20; thence East to the West sixteenth line; thence South to South Section line; thence East to the East sixteenth line; thence North to the East and West quarter line; thence East to the East quarter corner of Section 20; thence South to the West quarter corner of Section 28; thence East to center of said Section; thence South to South sixteenth line; thence East to the East Section line; thence South to the Southeast corner of Section 28; thence East to the East sixteenth line of Section 34; thence South to the North sixteenth line; thence East to West sixteenth line of Section 35; thence North to the North Section line; thence East to the North quarter corner of Section 35; thence North to the center of Section 26; thence East to the East sixteenth line; thence North to South sixteenth line of Section 23; thence West to the North and South quarter line; thence North to the North sixteenth line; thence West to the West line of the East half of the Northwest quarter of the Northwest quarter ($E\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$); thence North to South sixteenth line of Section 14; thence East to the North and South quarter line; thence South to South Section line; thence East to West sixteenth line of Section 13; thence North to South sixteenth line; thence East to North and South quarter line; thence South to South quarter corner; thence East to the East

sixteenth line; thence North to South sixteenth line; thence East to East line of Section 13, Township 150 North, Range 92 West of the 5th P. M.; thence North to the West quarter corner of Section 18, Township 150 North, Range 91 West; thence East to the West sixteenth line; thence North to North sixteenth line; thence East to East sixteenth line; thence North to the North Section line; thence West to the North quarter corner of Section 18; thence North to South sixteenth line of Section 7; thence East to the East Section line; thence North to the Northeast corner of Section 7; thence West to South quarter corner of Section 6; thence North to center of Section 6; thence West to West sixteenth line; thence North to North line of Section 6; thence East along Township line between Townships 150 & 151 North to the Northwest corner of Section 1; thence South to West quarter corner; thence East to West sixteenth line; thence South to South sixteenth line; thence East to North and South quarter line; thence South to South Section line; thence East to Southeast corner of Section 1, Township 150 North, Range 91 West of 5th P. M.; thence South to the North line of the South half of Lot 2 of Section 7, Township 150 North, Range 90 West of the 5th P. M.; thence East to the West line of the East 20 acres of Lot 2; thence South to the East and West quarter line; thence West to the West quarter corner; thence South to the Southwest corner of Section 7; thence East to the West line of the East 20 acres of Lot 1 of Section 18; thence South to South line of said Section 18; thence East to the West sixteenth line of Section 19; thence South to North sixteenth line; thence West to West Section line; thence South to Southwest corner; thence East to the South quarter corner; thence North to center of Section; thence East to East quarter corner; thence South to North sixteenth line of Section 29; thence East to North and South quarter line; thence South to center of Section; thence West to West quarter corner of Section 29; thence South to South sixteenth line of Section 30; thence West to West sixteenth line; thence South to the South line of Section 31, Township 150 North, Range 90 West of the 5th P. M.; thence South along the West sixteenth line of Section 6, Township 149 North, Range 90 West of the 5th P. M. to the South line of said Section 6; thence East to North quarter corner of Section 7; thence South to South sixteenth line; thence East to the West sixteenth line of Section 8; thence North to East and West quarter line; thence West to West line of the East half of the Southwest quarter of the Northwest quarter ($E\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$); thence North to the North line of the Southeast quarter of the Northwest quarter of the Northwest quarter ($SE\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$); thence East to the East line of the Southwest quarter of the Northeast quarter of the Northwest quarter ($SW\frac{1}{4}NE\frac{1}{4}NW\frac{1}{4}$); thence South to North sixteenth line; thence East to the West line of the East half of the Northwest quarter of the Northeast quarter ($E\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}$); thence North to the North Section line; thence East to the Northeast corner of Section 8; thence North to South sixteenth line of Section 4; thence East to West sixteenth line; thence North to East and West quarter line; thence East to center of Section; thence South to South sixteenth line; thence East to East sixteenth line; thence South to North sixteenth line of Section 9; thence East to East line of Section 9; thence South to South sixteenth line of Section 10; thence East to West sixteenth line; thence North to North Section line; thence East to East sixteenth line; thence South to East and West quarter line; thence East to East quarter corner of Section 10; thence South to South sixteenth line of Section 11; thence East to West sixteenth line of Section 11; thence South to South Section line; thence East to East sixteenth line; thence North to East and West quarter line; thence

East to East quarter corner of Section 11; thence South to South sixteenth line of Section 12; thence East to East Section line; thence South to North sixteenth line of Section 13; thence West to the East line of the West half of the Southeast quarter of the Northeast quarter ($W\frac{1}{2}SE\frac{1}{4}NE\frac{1}{4}$); thence South to the East and West quarter line; thence West to the East sixteenth line; thence South to South line of Section 13; thence East to the East line of the West half of the Northeast quarter of the Northeast quarter ($W\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$) of Section 24; thence South to the North sixteenth line; thence West to the West sixteenth line; thence North to the North Section line; thence West to the Northwest corner of Section 24; thence South to the North sixteenth line of Section 23; thence West to North and South quarter line; thence North to the North line of the South half of the North half of the Northwest quarter ($S\frac{1}{2}N\frac{1}{2}NW\frac{1}{4}$); thence West to the North and South quarter line of Section 22; thence South to center of Section; thence West to the East line of the West half of the Southeast quarter of the Northwest quarter ($W\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}$); thence North to North sixteenth line; thence West to East sixteenth line of Section 21; thence South to East and West quarter line; thence West to the East line of the West half of the West half of the Southeast quarter ($W\frac{1}{2}W\frac{1}{2}SE\frac{1}{4}$); thence South to South Section line; thence East to Southeast corner of Section 21; thence South to North sixteenth line of Section 27; thence East to West sixteenth line; thence South to East and West quarter line; thence East to center of Section; thence South to South sixteenth line; thence West to North and South quarter line of Section 28; thence North to center of Section; thence West to West sixteenth line; thence South to South sixteenth line; thence West to West Section line; thence South to West quarter corner of Section 33; thence East to West sixteenth line; thence South to South line of Section 33, Township 149 North, Range 90 West of the 5th P. M.; thence East along North line of Section 1, Township 148 North, Range 91 West of the 5th P. M. to the Northeast corner; thence South to South sixteenth line; thence West to East sixteenth line; thence South to East and West quarter line of Section 12; thence West to center of Section; thence South to South Section line; thence West to East sixteenth line of Section 14; thence South to East and West quarter line; thence West to East line of the West half of the Northwest quarter of the Southeast quarter ($W\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$); thence South to South sixteenth line; thence West to North and South quarter line; thence South to South quarter corner; thence East to Southeast corner of Section 14; thence South to North sixteenth line of Section 24; thence East to West sixteenth line; thence South to East and West quarter line; thence East to East sixteenth line; thence North to North Section line; thence East to Northeast corner of Section 24, Township 148 North, Range 91 West of the 5th P. M.; thence South to West quarter corner of Section 19, Township 148 North, Range 90 West of the 5th P. M.; thence East to center of Section; thence South to South sixteenth line; thence East to East line of Section 19; thence North to North sixteenth line of Section 20; thence East to North and South quarter line; thence South to South sixteenth line; thence East to East sixteenth line; thence South to South Section line; thence East to the East line of the West half of the Northwest quarter of the Northwest quarter ($W\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$) of Section 28; thence South to North sixteenth line; thence East to the North and South quarter line; thence North to the South sixteenth line of Section 21; thence East to West line of the East half of the Northwest quarter of the Southeast quarter ($E\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$); thence North to North sixteenth line; thence East to the East sixteenth line; thence South to East and West quarter line; thence East to the East quarter corner; thence South

to the North sixteenth line of Section 27; thence East to the West sixteenth line; thence South to East and West quarter line; thence East to East quarter corner; thence North to North sixteenth line; thence West to East sixteenth line; thence North to North section line; thence East to West sixteenth line of Section 26; thence South to East and West quarter line; thence East to East line of the West half of the East half of the Southwest quarter ($W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}$); thence South to South Section line; thence East to Southeast corner of Section 26; thence North to the West quarter corner of Section 25; thence East to West sixteenth line; thence South to South sixteenth line; thence East to East sixteenth line; thence South to South Section line; thence East to Southeast corner of Section 25, Township 148 North, Range 90 West of the 5th P. M.; thence North to South sixteenth line of Section 30, Township 148 North, Range 89 West of the 5th P. M.; thence East to West sixteenth line; thence South to North sixteenth line of Section 31; thence West to West Section line; thence South to Southwest corner; thence East to West sixteenth line; thence North to East and West quarter line; thence East to East sixteenth line; thence North to North sixteenth line; thence East to the East line of Section 31; thence South to South sixteenth line of Section 32; thence East to North and South quarter line; thence South to South quarter corner; thence East to East sixteenth line; thence North to South sixteenth line; thence East to East Section line; thence South to Southeast corner of Section 32, Township 148 North, Range 89 West of the 5th P. M.; thence West to the West line of the East half of Lot 1 of Section 5, Township 147 North, Range 89 West of the 5th P. M.; thence South to East and West quarter line; thence East to West sixteenth line of Section 4; thence North to North sixteenth line; thence East to East line of Section 4; thence South to South sixteenth line of Section 3; thence East to West sixteenth line; thence South to South line of Section 3; thence East to the East line of the West half of the Northwest quarter of the Northeast quarter of Section 10; thence South to North sixteenth line; thence East to the East sixteenth line; thence South to the East and West quarter line; thence East to East quarter corner of Section 10; thence South to South sixteenth line of Section 11; thence East to North and South quarter line of Section 12; thence North to North sixteenth line; thence West to West Section line; thence North to Northwest corner of Section 12; thence East to West sixteenth line of Section 1; thence North to South sixteenth line; thence West to West section line; thence North to North line of the South half of the Southwest quarter of the Northwest quarter ($S\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$); thence East to West sixteenth line; thence South to East and West quarter line; thence East to center of Section; thence South to South quarter corner; thence East to Southeast corner of Section 1, Township 147 North, Range 89 West of the 5th P. M.; thence South to the North line of the South half of Lot 1 of Section 7, Township 147 North, Range 88 West of the 5th P. M.; thence East to the West sixteenth line; thence North to the North line of Section 7; thence East to the South quarter corner of Section 6; thence North to the North line of the South half of the Southwest quarter of the Southeast quarter ($S\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$); thence East to the East sixteenth line; thence South to the South line of the North half of the Northwest quarter of the Northeast quarter ($N\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}$) of Section 7; thence West to North and South quarter line; thence South to the North line of the South half of the North half of the Southeast quarter ($S\frac{1}{2}N\frac{1}{2}SE\frac{1}{4}$); thence East to the East Section line; thence North to the East quarter corner of Section 7; thence East to the West line of the East half of the Southwest quarter of the Northwest quarter ($E\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$) of Section 8; thence North to the North sixteenth

line; thence East to the North and South quarter line; thence North to the North quarter corner; thence East to the Northeast corner; thence South to the South line of the North half of the Northeast quarter of the Northeast quarter ($N\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$); thence West to East sixteenth line; thence South to the South line of the North half of the Southwest quarter of the Northeast quarter ($N\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$); thence West to North and South quarter line; thence South to center of Section; thence West to the East line of the West half of the East half of the Southwest quarter ($W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}$); thence South to the South line of Section 8; thence West to West sixteenth line of Section 17; thence South to the North line of the South half of the Northeast quarter of the Northwest quarter ($S\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$); thence East to East sixteenth line; thence North to North line of Section 17; thence East to West line of the East half of the Southeast quarter of the Southeast quarter ($E\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}$) of Section 8; thence North to South sixteenth line; thence East to East line of Section 8; thence South to North line of the South half of the Southwest quarter of the Southwest quarter ($S\frac{1}{2}S\frac{1}{2}SW\frac{1}{4}$) of Section 9; thence East to North and South quarter line; thence South to South quarter corner of Section 9; thence West to West sixteenth line of Section 16; thence South to North line of the South half of the Northwest quarter of the Northwest quarter ($S\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$); thence West to West Section line; thence South to North line of the South half of the Southwest quarter of the Northwest quarter ($S\frac{1}{2}SW\frac{1}{4}-NW\frac{1}{4}$); thence East to West sixteenth line; thence South to East and West quarter line; thence East to center of Section; thence South to South sixteenth line; thence West to West sixteenth line; thence South to South Section line; thence East to Southeast corner of Section 16; thence North to South sixteenth line of Section 15; thence East to East sixteenth line; thence North to North Section line; thence East to Northeast corner of Section 15; thence South to North sixteenth line of Section 14; thence East to North and South quarter line; thence South to center of Section; thence East to East quarter corner of Section 14; thence North to North line of the South half of the North half of the Northwest quarter ($S\frac{1}{2}N\frac{1}{2}NW\frac{1}{4}$) of Section 13; thence East to North and South quarter line; thence South to North sixteenth line; thence East to East sixteenth line; thence North to North line of the South half of the Northeast quarter of the Northeast quarter ($S\frac{1}{2}NE\frac{1}{4}NE\frac{1}{4}$); thence East to East line of Section 13, Township 147 North, Range 88 West of the 5th P. M.; thence North to West quarter corner of Section 7, Township 147 North, Range 87 West of the 5th P. M.; thence East to center of Section; thence North to North quarter corner; thence East to East sixteenth line; thence South to East and West quarter line; thence East to East quarter corner of Section 7; thence North to North line of the South half of the Southwest quarter of the Northwest quarter of Section 8; thence East to West sixteenth line; thence North to North sixteenth line; thence East to West line of the East half of the Northeast quarter of the Northwest quarter ($E\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$); thence North to North Section line; thence East to East line of the West half of the Northwest quarter of the Northeast quarter ($W\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}$); thence South to North sixteenth line; thence West to North and South quarter line; thence South to center of Section; thence West to East line of the West half of the East half of the Southwest quarter ($W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}$); thence South to South Section line; thence East to East sixteenth line; thence North to North line of the South half of the Southeast quarter of the Northeast quarter ($S\frac{1}{2}SE\frac{1}{4}NE\frac{1}{4}$); thence East to East Section line; thence South to Southeast corner of Section 8; thence East to South quarter corner of Section 9; thence North to North line of the South half of the North half of the Southeast quarter ($S\frac{1}{2}N\frac{1}{2}SE\frac{1}{4}$); thence East

to the East line of Section 9; thence South to South sixteenth line of Section 10; thence East to the East line of the Northwest quarter of the Southeast quarter of the Southwest quarter ($NW\frac{1}{4}SE\frac{1}{4}SW\frac{1}{4}$); thence South to the North line of the Southeast quarter of the Southwest quarter ($SE\frac{1}{4}SE\frac{1}{4}SW\frac{1}{4}$); thence East to East sixteenth line; thence North to South sixteenth line; thence East to the East line of the West half of the Southwest quarter of the Southwest quarter ($W\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$) of Section 11; thence South to the South line of the Northwest quarter of the Northwest quarter of the Northwest quarter ($NW\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$) of Section 14; thence West to the East line of the Southwest quarter of the Northeast quarter of the Northeast quarter ($SW\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}$) of Section 15; thence South to the East and West quarter line; thence East to East quarter corner of Section 15; thence South to the North line of the South half of the North half of the Southwest quarter ($S\frac{1}{2}N\frac{1}{2}SW\frac{1}{4}$) of Section 14; thence East to North and South quarter line; thence South to the North line of the South half of the South half of the Southeast quarter ($S\frac{1}{2}S\frac{1}{2}SE\frac{1}{4}$); thence East to the East line of Section 14; thence North to the South sixteenth line of Section 13; thence East to the West line of the East half of the Northwest quarter of the Southwest quarter ($E\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}$); thence North to East and West quarter line; thence East to an intersection with the East boundary of the Fort Berthold Indian Reservation, as surveyed, at a point 2,321 feet West of the East quarter corner of Section 13, Township 147 North, Range 87 West of the 5th P. M.; thence South 25° West along said Reservation Boundary Line, as surveyed, to the low water line of the right bank of the Missouri River; thence upstream along said low water line of the right bank of the Missouri River to a point 1,663 feet North and 1,305 feet West of the East quarter corner of Section 1, Township 146 North, Range 88 West of the 5th P. M., said point being on the East boundary of the Ft. Berthold Indian Reservation, as surveyed; thence South $53^{\circ} 09'$ West along said Reservation Boundary, as surveyed, to the East line of Section 16; thence North to the South sixteenth line of Section 10; thence East to West sixteenth line; thence North to East and West quarter line; thence West to West quarter corner of Section 10; thence North to North sixteenth line of Section 9; thence West to North and South quarter line; thence South to center of Section; thence West to West quarter corner; thence North to Northeast corner of Section 8; thence West to East sixteenth line of Section 8; thence South to South line of Section; thence East to Southeast corner of Section 8; thence South to North sixteenth line of Section 16; thence East to West sixteenth line; thence South to East and West quarter line; thence East to center of Section; thence South on North and South quarter line to the Ft. Berthold Indian Reservation Boundary Line; thence South $53^{\circ} 09'$ West along said Boundary line to the Southeast corner of Section 17; thence West to the East sixteenth line of Section 18; thence North to the North line of Section 18; thence West to the West sixteenth line of Section 7; thence North to South sixteenth line; thence East to North and South quarter line; thence North to center of Section; thence West to West sixteenth line; thence North to North sixteenth line; thence West to the West line of Section 7, Township 146 North, Range 88 West of the 5th P. M.; thence West on North sixteenth line of Section 12, Township 146 North, Range 89 West of the 5th P. M. to the North and South quarter line; thence South to South sixteenth line; thence East to West line of the East half of the Southwest quarter of the Southeast quarter ($E\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$); thence South to South Section line; thence West to East line of the West half of the Southeast quarter of the Southwest quarter ($W\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$); thence North to South sixteenth

line; thence West to West sixteenth line; thence North to East and West quarter line; thence West to center of Section 11; thence South to North line of the South half of the North half of the Southwest quarter ($S\frac{1}{2}N\frac{1}{2}SW\frac{1}{4}$); thence West to West Section line; thence North to West quarter corner of Section 11; thence West to East sixteenth line of Section 10; thence North to North sixteenth line; thence East to East Section line; thence North to Northeast corner of Section 10; thence East to South quarter corner of Section 2; thence North to center of Section; thence West to West sixteenth line; thence North to North sixteenth line; thence East to East section line; thence North to Northeast corner of Section 2; thence East to West sixteenth line of Section 1; thence South to North sixteenth line; thence East to North and South quarter line; thence South to the South line of the North half of the South half of the Northeast quarter ($N\frac{1}{2}S\frac{1}{2}NE\frac{1}{4}$); thence East to East line of Section 1, Township 146 North, Range 89 West of the 5th P. M.; thence North to the South sixteenth line of Section 36, Township 147 North, Range 89 West of the 5th P. M.; thence West to East sixteenth line; thence North to East and West quarter line; thence West to West quarter corner of Section 36; thence North to North sixteenth line of Section 35; thence West to West sixteenth line; thence North to North Section line; thence West to Southeast corner of Section 28; thence North to East quarter corner; thence West to the West line of the East half of the Northwest quarter of the Southeast quarter ($E\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$); thence South to South sixteenth line; thence West to East line of the West half of the Northeast quarter of the Southwest quarter ($W\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$); thence North to East and West quarter line; thence West to West quarter corner of Section 28; thence North to North sixteenth line of Section 29; thence West to East sixteenth line; thence South to East and West quarter line; thence West to center of Section; thence North to North sixteenth line; thence West to West sixteenth line; thence North to North line of Section 29; thence East to South quarter corner of Section 20; thence North to center of Section; thence West to West sixteenth line; thence South to South sixteenth line; thence West to the West line of the East half of the Northwest quarter of the Southeast quarter ($E\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$) of Section 19; thence North to East and West quarter line; thence West to center of Section; thence South to South sixteenth line; thence West to the East line of the West half of the Southeast quarter of the Southwest quarter ($W\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$); thence South to South Section line; thence West to the Southwest corner of Section 19, Township 147 North, Range 89 West of the 5th P. M.; thence West to North quarter corner of Section 25, Township 147 North, Range 90 West of the 5th P. M.; thence South to North Sixteenth line; thence East to East Section line; thence South to East quarter corner; thence West to the East line of the West half of the East half of the Southwest quarter ($W\frac{1}{2}E\frac{1}{2}SW\frac{1}{4}$); thence South to South Section line; thence West to South quarter corner of Section 26; thence North to South sixteenth line; thence West to the West Section line; thence South to Southwest corner of Section 26; thence West to South quarter corner of Section 27; thence North to center of Section; thence East to East quarter corner of Section 27; thence North to North sixteenth line of Section 26; thence East to North and South quarter line; thence North to center of Section 23; thence West to West sixteenth line; thence North to North sixteenth line; thence East to East sixteenth line; thence North to North line of Section 23; thence East to Southeast corner of Section 14; thence North to East quarter corner; thence West to East sixteenth line; thence North to North sixteenth line; thence West to North and South quarter line; thence South to center of Section; thence West to West

quarter corner of Section 14; thence North to North sixteenth line of Section 15; thence West to East sixteenth line; thence South to East and West quarter line; thence West to center of Section; thence North to North sixteenth line; thence West to West line of Section 15; thence South to South sixteenth line of Section 16; thence West to East sixteenth line; thence South to South Section line; thence West to South quarter corner; thence North to North quarter corner; thence West to West sixteenth line; thence South to East and West quarter line; thence West to West quarter corner of Section 16; thence South to North sixteenth line of Section 20; thence West to East sixteenth line; thence North to North Section line; thence West to North quarter corner; thence South to North sixteenth line; thence West to West sixteenth line; thence North to East and West quarter line of Section 17; thence West to West quarter corner of said Section 17; thence North to North line of the South half of the North half of the Northeast quarter ($S\frac{1}{2}N\frac{1}{2}NE\frac{1}{4}$) of Section 18; thence West to North and South quarter line; thence North to North quarter corner; thence East to Northeast corner of Section 18; thence North to South sixteenth line of Section 7; thence West to North and South quarter line; thence North to center of Section; thence West to West line of the East 20 acres of Lot 5; thence South to South section line; thence West to Southwest corner of Section 7, Township 147 North, Range 90 West of the 5th P. M.; thence West along South line of Section 12, Township 147 North, Range 91 West of the 5th P. M. to the West line of the East half of the Southeast quarter of the Southwest quarter ($E\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$); thence North to South sixteenth line; thence East to North and South quarter line; thence North to center of Section; thence West to the East line of the West half of the Northwest quarter of the Southwest quarter ($W\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}$); thence South to South sixteenth line; thence West to the West line of the East half of the Northwest quarter of the Southeast quarter ($E\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$) of Section 11; thence North to East and West quarter line; thence East to East sixteenth line; thence North to North sixteenth line; thence East to East Section line; thence North to Northeast corner of Section 11; thence West to the West line of the East half of the Southeast quarter of the Southeast quarter ($E\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}$) of Section 2; thence North to South sixteenth line; thence West to East sixteenth line; thence North to East and West quarter line; thence West to East sixteenth line of Section 3; thence North to North sixteenth line; thence West to North and South quarter line; thence North to North quarter corner; thence West to Northwest corner; thence South to West quarter corner; thence East to West sixteenth line; thence South to South sixteenth line of said Section; thence West to North and South quarter line of Section 4; thence North to North sixteenth line; thence West to West Section line; thence South to West quarter corner of Section 4; thence West to center of Section 5; thence South to South sixteenth line; thence West to West sixteenth line; thence North to North sixteenth line; thence West to West line of Section 5; thence South to East quarter corner of Section 6; thence West to East sixteenth line; thence North to North line of said Section 6, Township 147 North, Range 91 West of the 5th P. M.; thence North on East sixteenth line of Section 31, Township 148 North, Range 91 West of the 5th P. M. to East and West quarter line; thence West to West quarter corner; thence South to South sixteenth line; thence East to West sixteenth line; thence South to South line of Section 31, Township 148 North, Range 91 West of the 5th P. M.; thence East to North quarter corner of Section 6, Township 147 North, Range 91 West of the 5th P. M.; thence South to North sixteenth line; thence West to West section line; thence South to West quarter corner; thence East to the West line of the East 20 acres of Lot 6; thence South to South line of

Section 6; thence East to West sixteenth line of Section 7; thence South to East and West quarter line; thence East to center of Section; thence South to South quarter corner; thence West to Southwest corner of Section 7, Township 147 North, Range 91 West of the 5th P. M.; thence West on North line of Section 13, Township 147 North, Range 92 West of the 5th P. M. to the East sixteenth line; thence South to East and West quarter line; thence West to West quarter corner; thence North to North West corner of Section 13; thence East to West sixteenth line of Section 12; thence North to North Section line; thence West to Southeast corner of Section 3; thence North to East quarter corner; thence West to the West line of the East half of the Southwest quarter of the Northeast quarter ($E\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$); thence North to North sixteenth line; thence West to the East line of the West half of the Southeast quarter of the Northwest quarter ($W\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}$); thence South to East and West quarter line; thence West to West sixteenth line; thence South to South sixteenth line; thence West to East sixteenth line of Section 4; thence North to North sixteenth line; thence West to East line of the West half of the Southeast quarter of the Northwest quarter ($W\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}$); thence South to South sixteenth line; thence West to West sixteenth line; thence South to South Section line; thence East to South quarter corner of Section 4; thence South to North sixteenth line of Section 9; thence West to West sixteenth line; thence South to North line of the South half of the Northeast quarter of the Southwest quarter ($S\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$); thence East to North and South quarter line; thence South to South quarter corner of Section 9; thence West to West sixteenth line of Section 16; thence South to East and West quarter line; thence West to the West line of the East half of the Southeast quarter of the Northeast quarter of Section 17; thence North to North line of said Section 17; thence West to East sixteenth line of Section 8; thence North to South sixteenth line; thence West to West line of the East half of the Northwest quarter of the Southeast quarter ($E\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$); thence North to East and West quarter line; thence West to center of Section; thence South to South sixteenth line of Section 17; thence East to East sixteenth line; thence South to North line of the South half of the Southeast quarter of the Southeast quarter ($S\frac{1}{2}SE\frac{1}{4}SE\frac{1}{4}$); thence East to East Section line; thence South to Southeast corner; thence West to South quarter corner of Section 17; thence South to North sixteenth line of Section 20; thence East to East sixteenth line; thence South to East and West quarter line; thence West to center of Section; thence South to South quarter corner of Section 20; thence East to East line of the West half of the Northwest quarter of the Northeast quarter ($W\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}$) of Section 29; thence South to South line of the Northwest quarter of the Southwest quarter of the Northeast quarter ($NW\frac{1}{4}SW\frac{1}{4}NE\frac{1}{4}$); thence West to North and South quarter line; thence South to South sixteenth line; thence East to East line of the West half of the Southwest quarter of the Southeast quarter ($W\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$); thence South to South Section line; thence East to the Southeast corner of Section 29; thence South to West quarter corner of Section 33; thence East to West sixteenth line; thence South to South sixteenth line; thence East to North and South quarter line; thence North to center of Section; thence East to the East line of the West half of the West half of the Southeast quarter ($W\frac{1}{2}W\frac{1}{2}SE\frac{1}{4}$); thence South to South line of Section 33, Township 147 North, Range 92 West of the 5th P. M.; thence East to Northwest corner of Section 3, Township 146 North, Range 92 West of the 5th P. M.; thence South to North line of the South half of the South half of the North half ($S\frac{1}{2}S\frac{1}{2}N\frac{1}{2}$), thence East to East Section line; thence South

to East quarter corner of said Section 3; thence East to West sixteenth line of Section 2; thence South to South sixteenth line; thence East to West line of the East half of the Southeast quarter of the Southwest quarter ($E\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$); thence South to the North line of the Southwest quarter of the Northeast quarter of the Northwest quarter ($SW\frac{1}{4}NE\frac{1}{4}NW\frac{1}{4}$) of Section 11; thence West to West Section line; thence North to South line of the North half of the South half of the South half ($N\frac{1}{2}S\frac{1}{2}S\frac{1}{2}$) of Section 3; thence West to West line of said Section 3; thence North to South sixteenth line of Section 4; thence West to North and South quarter line; thence North to center of Section; thence West to West sixteenth line; thence South to South sixteenth line; thence West to West Section line; thence South to Southwest corner of Section 4; thence West to West line of the East half of the Southwest quarter of the Southeast quarter ($E\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$) of Section 5; thence North to South sixteenth line; thence East to West line of the East half of the Northeast quarter of the Southeast quarter ($E\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$); thence North to East and West quarter line; thence East to East quarter corner; thence North to North sixteenth line; thence West to East sixteenth line; thence North to North Section line; thence West to Northwest corner of Section 5, Township 146 North, Range 92 West of the 5th P. M.; thence North to the South line of the North half of the South half of the Southeast quarter ($N\frac{1}{2}S\frac{1}{2}SE\frac{1}{4}$) of Section 31, Township 147 North, Range 92 West of the 5th P. M.; thence West to North and South quarter line; thence South to South quarter corner; thence West to Southwest corner of Section; thence North on the West line of said Section 31, Township 147 North, Range 92 West of the 5th P. M. to an intersection with the low water line of the Little Missouri River at the left or North bank of said stream; thence upstream in a Northwesterly direction with said low water line of the left bank, a distance of approximately 23 miles to an intersection with the North and South quarter line of Section 34, Township 148 North, Range 95 West of the 5th P. M.; thence North along said quarter line to the North quarter corner of said section; thence East to Northeast corner of Section 34; thence South to North sixteenth line of Section 35; thence East to North and South quarter line; thence South to center of Section; thence East to East quarter corner; thence South to Southeast corner of Section 35, Township 148 North, Range 95 West of the 5th P. M.; thence East to North quarter corner of Section 1, Township 147 North, Range 95 West of the 5th P. M.; thence South to center of Section; thence East to East quarter corner of and Section 1, Township 147 North, Range 95 West of the 5th P. M.; thence East to West sixteenth line of Section 5, Township 147 North, Range 94 West of the 5th P. M.; thence South to South sixteenth line; thence East to East sixteenth line; thence South to South Section line; thence East to Southeast corner of Section 5; thence South to North sixteenth line of Section 17; thence West to East sixteenth line; thence South to South Section line; thence East to Southeast corner of said Section 17; thence South to West quarter corner of Section 21; thence East to center of Section; thence North to North sixteenth line; thence East to East sixteenth line; thence North to North Section line of Section 21; thence East to South quarter corner of Section 14; thence North to South line of the North half of the Northeast quarter of the Southwest quarter ($N\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$); thence West to West sixteenth line; thence North to North line of the South half of the Southeast quarter of the Northwest quarter ($S\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}$); thence East to North and South quarter line; thence South to center of Section; thence East to East sixteenth line of Section 13; thence South to South sixteenth line; thence East to East section line; thence South to Southeast corner of said Section 13, Township 147 North, Range 94 West of

the 5th P. M.; thence East to South quarter corner of Section 18, Township 147 North, Range 93 West of the 5th P. M.; thence North to South sixteenth line; thence East to East line of the West half of the Southwest quarter of the Southeast quarter ($W\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$); thence South to South Section line; thence East to Southeast corner of said Section 18; thence South to South sixteenth line of Section 20; thence East to East Section line; thence South to the North line of the South half of the North half of the Northwest quarter ($S\frac{1}{2}N\frac{1}{2}NW\frac{1}{4}$) of Section 28; thence East to North and South quarter line; thence South to North sixteenth line; thence East to the East line of the West half of the Southeast quarter of the Northeast quarter ($W\frac{1}{2}SE\frac{1}{4}NE\frac{1}{4}$); thence South to East and West quarter line; thence East to West sixteenth line of Section 27; thence North to North Section line; thence East to North quarter corner; thence South to center of Section; thence East to East sixteenth line; thence South to South sixteenth line; thence East to North and South quarter line of Section 26; thence North to center of Section; thence East to East sixteenth line; thence North to North sixteenth line; thence East to East line of said Section 26; thence South to South sixteenth line of Section 25; thence East to East line of said Section 25, Township 147 North, Range 93 West of the 5th P. M.; thence East along the South sixteenth line of Section 30, Township 147 North, Range 92 West of the 5th P. M. to the North and South quarter line; thence North to center of Section 19; thence East to East sixteenth line; thence North to North Section line; thence West to Northwest corner of said Section 19, Township 147 North, Range 92 West of the 5th P. M.; thence West to South quarter corner of Section 13, Township 147 North, Range 93 West of the 5th P. M.; thence North to center of Section; thence East to East quarter corner of said Section 13, Township 147 North, Range 93 West of the 5th P. M.; thence North to North sixteenth line of Section 7, Township 147 North, Range 92 West of 5th P. M.; thence East to West sixteenth line; thence North to South sixteenth line of Section 6; thence East to East sixteenth line; thence North to East and West quarter line; thence West to West line of said Section 6, Township 147 North, Range 92 West of the 5th P. M.; thence South to South sixteenth line of Section 1, Township 147 North, Range 93 West of the 5th P. M.; thence West to North and South quarter line; thence South to South quarter corner; thence West to West sixteenth line; thence North to South sixteenth line; thence West to West line of said Section 1; thence North to South line of the North half of the Northeast quarter of the Southeast quarter ($N\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$) of Section 2; thence West to East sixteenth line; thence North to North line of the South half of the Southeast quarter of the Northeast quarter ($S\frac{1}{2}SE\frac{1}{4}NE\frac{1}{4}$); thence East to East Section Line; thence North to Northeast corner of said Section 2, Township 147 North, Range 93 West of the 5th P. M.; thence West to South quarter corner of Section 35, Township 148 North, Range 93 West of the 5th P. M.; thence North to South sixteenth line; thence West to West Section line; thence North to West quarter corner of said Section 35; thence West to center of Section 34; thence North to North quarter corner; thence East to North quarter corner of Section 35; thence South to center of Section; thence East to West sixteenth line of Section 36; thence South to South Section line; thence East to Southeast corner of said Section 36, Township 148 North, Range 93 West of the 5th P. M.; thence North to the North line of the South half of the South half of the Southwest quarter ($S\frac{1}{2}S\frac{1}{2}SW\frac{1}{4}$) of Section 31, Township 148 North, Range 92 West of the 5th P. M.; thence East to North and South quarter line; thence South to South quarter corner; thence East to South quarter corner of Section 32; thence North to South sixteenth line; thence

West to East sixteenth line of Section 31; thence North to East and West quarter line; thence East to East quarter corner of said Section 31; thence North to North line of the South half of the South half of the North half ($S\frac{1}{2}S\frac{1}{2}N\frac{1}{2}$) of Section 32; thence East to East Section line; thence North to South line of the North half of the North half of the North half ($N\frac{1}{2}N\frac{1}{2}N\frac{1}{2}$); thence West to East sixteenth line of Section 31; thence North to North Section line; thence West to Northwest corner of said Section 31, Township 148 North, Range 92 West of the 5th P. M.; thence North to South sixteenth line of Section 25, Township 14 North, Range 93 West of the 5th P. M.; thence West to East sixteenth line; thence North to East and West quarter line; thence West to center of Section; thence North to North quarter corner of said Section 25; thence West to West sixteenth line of Section 24, thence North to North line of the South half of the Northeast quarter of the Southwest quarter ($S\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$); thence East to East sixteenth line; thence South to South Section line; thence East to Southeast corner of said Section 24, Township 148 North, Range 93 West of the 5th P. M.; thence South to the North line of the South half of Lot 2, Section 30, Township 148 North, Range 92 West of the 5th P. M.; thence East to North and South quarter line; thence South to center of Section; thence East to East quarter corner; thence North to Northeast corner of said Section 30; thence East to East line of the West half of the East half of the Northwest quarter ($W\frac{1}{2}E\frac{1}{2}NW\frac{1}{4}$) of Section 29; thence South to East and West quarter line; thence East to East sixteenth line of Section 28; thence South to South sixteenth line; thence East to West sixteenth line of Section 27; thence North to East and West quarter line; thence West to West quarter corner; thence North to Northwest corner of said Section 2; thence West to East sixteenth line of Section 21; thence North to East and West quarter line; thence East to West sixteenth line of Section 22; thence South to South sixteenth line; thence East to East line of the West half of the Southeast quarter of the Southwest quarter ($W\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$); thence South to South Section line; thence East to South quarter corner of said Section 22; thence South to North line of the South half of the North half of the Northeast quarter ($S\frac{1}{2}N\frac{1}{2}NE\frac{1}{4}$) of Section 27; thence East to East line of said Section 27; thence South to North sixteenth line of Section 26; thence East to West line of the East half of the Southeast quarter of the Northwest quarter; thence South to South sixteenth line; thence West to the West sixteenth line; thence South to South Section line; thence East to East sixteenth line; thence North to South sixteenth line; thence East to East Section line; thence North to Northeast corner of said Section 26; thence East to Northeast corner of Section 25; thence North to South sixteenth line of Section 24; thence West to East sixteenth line; thence North to North Section line; thence East to Northeast corner of said Section 24, Township 148 North, Range 92 West of the 5th P. M.; thence South to North sixteenth line of Section 19, Township 148 North, Range 91 West of the 5th P. M.; thence East to West sixteenth line; thence South to East and West quarter line; thence East to center of Section; thence South to South sixteenth line; thence East to the East Section line; thence South to the Southeast corner of said Section 19; thence East to South quarter corner of Section 20; thence North to North sixteenth line; thence West to West sixteenth line; thence North to South sixteenth line of Section 17; thence West to West Section line; thence North to North sixteenth line; thence East to West sixteenth line; thence North to North line of said Section 17; thence West to the West line of the East half of the West half of the Southwest quarter

($E\frac{1}{2}W\frac{1}{2}SW\frac{1}{4}$) of Section 8; thence North to East and West quarter line; thence East to center of Section; thence North to South line of the North half of the Southeast quarter of the Northwest quarter ($N\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}$); thence West to West sixteenth line; thence North to North sixteenth line; thence West to West Section line; thence North to Northwest corner of said Section 8; thence West to South quarter corner of Section 6; thence North to South sixteenth line; thence West to West sixteenth line; thence North to East and West quarter line; thence East to East quarter corner of said Section 6; thence South to South sixteenth line of Section 5; thence East to North and South quarter line; thence North to North sixteenth line; thence West to West sixteenth line; thence North to North line of said Section 5, Township 148 North, Range 91 West of the 5th P. M.; thence East to East sixteenth line of Section 34, Township 149 North, Range 91 West of the 5th P. M.; thence North to South sixteenth line; thence West to West line of the East half of the Northwest quarter of the Southeast quarter ($E\frac{1}{2}-NW\frac{1}{4}SE\frac{1}{4}$); thence North to East and West quarter line; thence East to East quarter corner of said Section 34; thence South to South sixteenth line of Section 35; thence East to East line of the West half of the Southeast quarter of the Southwest quarter ($W\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$); thence South to South Section line; thence East to South quarter corner; thence North to North sixteenth line; thence West to West sixteenth line; thence North to North Section line; thence East to North quarter corner of said Section 35; thence North to center of Section 26; thence East to East sixteenth line; thence North to North Section line; thence West to North quarter corner of said Section 26; thence North to South sixteenth line of Section 23; thence West to West line of the East half of the Northeast quarter of the Southwest quarter ($E\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$); thence North to East and West quarter line; thence West to West sixteenth line; thence North to North sixteenth line; thence West to West Section line; thence North to Northwest corner of said Section 23; thence West to East sixteenth line of Section 15; thence North to East and West quarter line; thence West to West line of the East half of the West half of the Northeast quarter ($E\frac{1}{2}W\frac{1}{2}NE\frac{1}{4}$); thence North to North Section line; thence West to North quarter corner of said Section 15; thence North to center of Section 10; thence West to West sixteenth line; thence North to North sixteenth line; thence West to East sixteenth line of Section 9; thence North to South sixteenth line of Section 4; thence West to West sixteenth line; thence North to North Section line; thence West to Northwest corner of said Section 4, Township 149 North, Range 91 West of the 5th P. M.; thence North to East quarter corner of Section 32, Township 150 North, Range 91 West of the 5th P. M.; thence West to West quarter corner; thence South to Southwest corner of said Section 32, Township 150 North, Range 91 West of the 5th P. M.; thence West to East sixteenth line of Section 6, Township 149 North, Range 91 West of the 5th P. M.; thence South to North sixteenth line; thence West to West sixteenth line; thence South to East and West quarter line; thence West to West Section line; thence South to North line of the South half of Lot 6 of said section; thence East to West sixteenth line; thence South to South sixteenth line; thence East to East line of the West half of the Southeast quarter of the Southwest quarter ($W\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$); thence South to South Section line; thence West to Southwest corner of said Section 6, Township 149 North, Range 91 West of the 5th P. M.; thence West to East sixteenth line of Section 1, Township 149 North, Range 92 West of the 5th P. M.; thence North to South

sixteenth line; thence West to the East line of the Northwest quarter of the Southeast quarter of the Southwest quarter ($NW\frac{1}{4}SE\frac{1}{4}SW\frac{1}{4}$); thence South to South line of the Northwest quarter of the Southeast quarter of the Southwest quarter ($NW\frac{1}{4}SE\frac{1}{4}SW\frac{1}{4}$); thence West to West Section line; thence South to Southwest corner of said Section 1; thence West to West sixteenth line of Section 11; thence South to North line of the South half of the Northeast quarter of the Northwest quarter ($S\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$); thence East to the East line of the Southwest quarter of the Northwest quarter of the Northeast quarter ($SW\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}$); thence South to North sixteenth line; thence East to East sixteenth line; thence South to North line of the Southwest quarter of the Southeast quarter of the Northeast quarter ($SW\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}$); thence East to East line of the Southwest quarter of the Southeast quarter of the Northeast quarter ($SW\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}$); thence South to East and West quarter line; thence East to East quarter corner; thence South to Southeast corner of said Section; thence West to East sixteenth line; thence North to South sixteenth line; thence West to North and South quarter line of Section 11; thence South to North sixteenth line of Section 14; thence West to East line of the West half of the Southwest quarter of the Northwest quarter ($W\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$); thence South to East and West quarter line; thence West to West quarter corner; thence South to Southwest corner of said Section 14; thence West to East sixteenth line of Section 15; thence North to East and West quarter line; thence West to the West line of the East half of the Southeast quarter of the Northeast quarter ($E\frac{1}{2}SE\frac{1}{4}NE\frac{1}{4}$) of Section 16; thence North to the North line of the Southeast quarter of the Northeast quarter of the Northeast quarter ($SE\frac{1}{4}NE\frac{1}{4}NE\frac{1}{4}$); thence East to East Section line; thence North to Northeast corner of said Section 16; thence East to the South quarter corner of Section 10; thence North to South sixteenth line; thence East to East sixteenth line; thence North to North line of said Section 10; thence West to East line of the West half of the Southeast quarter of the Southwest quarter ($W\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$) of Section 3; thence North to South sixteenth line; thence West to West Section line; thence North to West quarter corner of said Section 3; thence West to center of Section 4; thence South to South quarter corner; thence West to West sixteenth line; thence North to South line of the North half of the Northwest quarter of the Southwest quarter ($N\frac{1}{2}NW\frac{1}{4}SW\frac{1}{4}$); thence West to West line of said Section 4; thence North to South line of the North half of the South half of the Northeast quarter ($N\frac{1}{2}S\frac{1}{2}NE\frac{1}{4}$) of Section 5; thence West to North and South quarter line; thence North to North quarter corner; thence West to Northwest corner of said Section 5; thence South to North sixteenth line of Section 6; thence West to West sixteenth line; thence North to North line of said Section 6, Township 149 North, Range 92 West of the 5th P. M.; thence East to the West line of the East half of the Southeast quarter of the Southwest quarter ($E\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$) of Section 31, Township 150 North, Range 92 West of the 5th P. M.; thence North to South sixteenth line; thence West to West Section line; thence South to Southwest corner of said Section 31, Township 150 North, Range 92 West of the 5th P. M.; thence West to East sixteenth line of Section 36, Township 150 North, Range 93 West of the 5th P. M.; thence North to East and West quarter line; thence West to center of Section; thence South to South quarter corner of said Section 36, Township 150 North, Range 93 West of the 5th P. M.; thence West to the East line of the West half of the East half of the Northwest quarter of Section 1, Township 149 North, Range 93 West of the 5th P. M.;

thence South to East and West quarter line; thence West to West line of the East half of the Southwest quarter of the Northwest quarter ($E\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$); thence North to North sixteenth line; thence East to West sixteenth line; thence North to North line of said Section 1, Township 149 North, Range 93 West of the 5th P. M.; thence West to Southeast corner of Section 35, Township 150 North, Range 93 West of the 5th P. M.; thence North to South sixteenth line; thence West to East sixteenth line; thence South to South Section line; thence West to West sixteenth line; thence North to South sixteenth line; thence East to North and South quarter line; thence North to North sixteenth line; thence West to West sixteenth line; thence South to East and West quarter line of Section 35; thence West to West line of the East half of the East half of the Northeast quarter ($E\frac{1}{2}E\frac{1}{2}NE\frac{1}{4}$) of Section 34; thence North to North Section line; thence West to North quarter corner; thence South to North sixteenth line; thence West to East sixteenth line of Section 33; thence North to North Section line; thence East to Northeast corner of said Section 33; thence North to East quarter corner of Section 28; thence West to West sixteenth line; thence North to North sixteenth line; thence West to East sixteenth line of Section 29; thence South to East and West quarter line; thence West to East line of the West half of the West half of the Southeast quarter ($W\frac{1}{2}W\frac{1}{2}SE\frac{1}{4}$); thence South to South line of said Section 29; thence West to West sixteenth line of Section 32; thence South to North sixteenth line; thence West to West Section line; thence South to West quarter corner of said Section 32; thence West to East sixteenth line of Section 31; thence North to North Section line; thence East to Northeast corner of said Section 31; thence North to West quarter corner of Section 29; thence East to West sixteenth line; thence North to East and West quarter line of Section 20; thence West to West quarter corner of said Section 20; thence North to North sixteenth line of Section 19; thence West to West line of said Section 19, Township 150 North, Range 93 West of the 5th P. M.; thence South to East quarter corner of Section 24, Township 150 North, Range 94 West of the 5th P. M.; thence West to West line of the East half of the Southwest quarter of the Northeast quarter ($E\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$); thence North to North sixteenth line; thence East to East sixteenth line; thence North to North line of said Section 24; thence West to Southeast corner of Section 14; thence North to South sixteenth line; thence West to West line of said Section 14; thence South to Southeast corner of Section 15; thence West to Southwest corner of said Section 15; thence North to South sixteenth line of Section 16; thence West to North and South quarter line; thence North to North sixteenth line; thence East to North and South quarter line of Section 15; thence South to center of Section; thence East to East quarter corner of said Section 15; thence North to Northwest corner of Section 14; thence East to North quarter corner of Section 13; thence South to North sixteenth line; thence East to East Section line; thence North to Northeast corner of said Section 13; thence West to East sixteenth line of Section 12; thence North to South sixteenth line; thence West to North and South quarter line; thence North to center of Section; thence West to West line of the East half of the Southeast quarter of the Northwest quarter ($E\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}$); thence North to North sixteenth line; thence West to West line of Section 12; thence North to North sixteenth line of Section 2; thence West to East sixteenth line; thence North to North line of said Section 2, Township 150 North, Range 94 West of the 5th P. M.; thence North on East sixteenth line of Section 35, Township 151 North, Range 94 West of the 5th P. M. to the East and West quarter line; thence East to East quarter

corner; thence North to North sixteenth line; thence West to East sixteenth line; thence North to South sixteenth line of Section 26; thence West to North and South quarter line; thence North to center of Section; thence East to East quarter corner of said Section 26; thence North to Southwest corner of Section 24; thence East to West sixteenth line; thence North to South sixteenth line of Section 13; thence West to West Section line; thence South to Southwest corner of said Section 13; thence West to East sixteenth line of Section 14; thence North to East and West quarter line; thence West to West line of the East half of the West half of the Northeast quarter ($E\frac{1}{2}W\frac{1}{2}NE\frac{1}{4}$); thence North to North line of said Section 14; thence East to East sixteenth line of Section 11; thence North to South sixteenth line; thence West to West Section line; thence South to Southwest corner of said Section 11; thence West to East sixteenth line of Section 10; thence North to East and West quarter line; thence East to East quarter corner; thence North to Northeast corner of said Section 10; thence West to South quarter corner of Section 3; thence North to North line of the South half of the Northwest quarter of the Southeast quarter ($S\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$); thence East to the East line of the Southwest quarter of the Northeast quarter of the Southeast quarter ($SW\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$); thence South to South sixteenth line of Section 3; thence East to West sixteenth line of Section 2; thence South to South Section line; thence East to South quarter corner of said Section 2; thence South on North and South quarter line of Section 11 to North sixteenth line; thence East to East sixteenth line; thence North to North Section line; thence East to Northeast corner of said Section 11; thence South to North sixteenth line of Section 12; thence East to North and South quarter line; thence North to North sixteenth line of Section 1; thence West to West sixteenth line; thence North to North line of Section 1, Township 151 North, Range 94 West of the 5th P. M.; thence North on the West sixteenth line of Section 36, Township 152 North, Range 94 West of the 5th P. M. to the South sixteenth line; thence East to North and South quarter line; thence North to North quarter corner; thence East to Northeast corner of said Section 36, Township 152 North, Range 94 West of the 5th P. M.; thence East to the South quarter corner of Section 30, Township 152 North, Range 93 West of the 5th P. M.; thence North to South sixteenth line; thence East to the East Section line; thence North to Northeast corner of said Section 30; thence East to South quarter corner of Section 20; thence North to South sixteenth line; thence East to West line of the East half of the Northwest quarter of the Southeast quarter ($E\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$); thence North to East and West quarter line; thence East to East quarter corner; thence North to West quarter corner of Section 16; thence East to West sixteenth line; thence South to South sixteenth line; thence East to East sixteenth line; thence South to South Section line; thence East to Southeast corner of said Section 16; thence North to Southeast corner of Section 9; thence West to South quarter corner; thence North 2,441.3 feet along the North and South quarter line to the North boundary of the Ft. Berthold Indian Reservation line as surveyed; thence East with said Reservation line approximately two (2) miles to the low water line of the Missouri River at the left bank of said stream; thence downstream with said low water line approximately seven (7) miles to the East and West quarter line of Section 7, Township 151 North, Range 93 West of the 5th P. M.; thence East to center of Section; thence South to South quarter corner of said Section 7; thence West to the West sixteenth line of Section 18; thence South to South Section line; thence East to South quarter

Commissioner of Indian Affairs be less than the average annual per diem cost of operation and maintenance for 80 per centum of the beds required to be made available. The method of determining average annual per diem cost of operation and maintenance shall be agreed upon between the county of Bernalillo and the Commissioner of Indian Affairs in the contract between them relating to such hospital. Such payments shall be made by the Commissioner of Indian Affairs in the manner and at the times agreed upon in said contract: *Provided further*, That the authority of the Commissioner of Indian Affairs to make such payments shall expire on June 30, 1954: *Provided further*, That on or before December 31, 1953, the Secretary of the Interior is authorized and directed to report to the Congress his recommendations with respect to the amounts (together with the formula used in arriving at such amounts) to be paid for such purposes after June 30, 1954: *And provided further*, That the Commissioner of Indian Affairs may for temporary periods waive the requirements that one hundred beds always be available for Indians, if for any temporary period such a number is not needed or required, and if in return the operator agrees that the minimum charge should be proportionately reduced.

Expiration of authority.
Report to Congress.
Waiver of requirements.
Operation by State.
Administration by Commissioner of Indian Affairs.

SEC. 2. The county of Bernalillo may, with the consent of the Commissioner of Indian Affairs, permit such hospital to be operated by the State of New Mexico, or any subdivision thereof, if the laws of said State permit such operation. The financial cooperation provided for herein shall be conditioned upon the inclusion in the contract to be entered into between the Commissioner of Indian Affairs and the proper authorities of Bernalillo County (relating to the construction, operation, and maintenance of such hospital) of a requirement that in the event the county of Bernalillo, or any of the successor operators of such hospital, shall at any time cease or suspend, or be about to cease or suspend, the operation of such hospital, or in the event that the Secretary of the Interior, after such notice and hearing as shall be specified in such contract, shall find that there has been a willful and continuous violation of any of the conditions of section 2 of this Act, the Commissioner of Indian Affairs shall enter and take over the administration of such hospital and of all of its equipment and facilities and operate and maintain the same. In the event the Commissioner of Indian Affairs shall take over the administration of such hospital as hereinbefore provided, the Bureau of Indian Affairs shall furnish hospitalization, treatment, and medical service to non-Indians who are qualified to enter and receive services at such hospital under the laws or regulations of the county of Bernalillo, the State of New Mexico, or the applicable local subdivision of said State: *Provided*, That the county of Bernalillo, the State of New Mexico, or subdivision thereof, or the patient, as the case may be, shall reimburse the United States for such services, care, and treatment at rates not in excess of the average annual per diem cost of operation for the entire hospital. Such sums as shall be reimbursed to the United States shall be covered into the Treasury of the United States to the credit of the appropriation from which the hospitalization or medical services are provided, and shall be available for the operation and maintenance of the institution. If at any time after the taking over of the administration of such hospital by the Commissioner of Indian Affairs, the Board of County Commissioners of Bernalillo County, or the Board of Trustees of the Bernalillo County Hospital, or their successors, shall establish to the satisfaction of the Secretary of the Interior their willingness and ability to operate and maintain such hospital in accordance with this Act and the contract with the Commissioner of Indian Affairs,

Reimbursement to U. S.
Return of administration to County.

the Commissioner of Indian Affairs shall return the administration of said hospital, equipment, and facilities to said Board of County Commissioners of Bernalillo County or the Board of Trustees of the Bernalillo County Hospital, or their successors, as the case may be, for operation pursuant to the provisions of this Act and the terms of the contract with the Commissioner of Indian Affairs.

SEC. 3. In the event that the Bureau of Indian Affairs at the request of the Board of County Commissioners of Bernalillo County, or the Board of Trustees of the Bernalillo County Hospital, or their successors, shall supply any personnel, materials, or other resources for the operation of such hospital, the cost thereof, as agreed upon by the Commissioner of Indian Affairs and the county of Bernalillo, or the State of New Mexico, or any of its subdivisions then operating such hospital, shall be deducted from the amount due and payable by the Bureau of Indian Affairs.

Approved October 31, 1949.

Cost of personnel,
etc., supplied by Bu-
reau of Indian Affairs.

[CHAPTER 792]

AN ACT

To stabilize prices of agricultural commodities.

October 31, 1949

[H. R. 5345]

[Public Law 439]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Agricultural Act of 1949".

Agricultural Act of
1949.

TITLE I—BASIC AGRICULTURAL COMMODITIES

SEC. 101. The Secretary of Agriculture (hereinafter called the "Secretary") is authorized and directed to make available through loans, purchases, or other operations, price support to cooperators for any crop of any basic agricultural commodity, if producers have not disapproved marketing quotas for such crop, at a level not in excess of 90 per centum of the parity price of the commodity nor less than the level provided in subsections (a), (b), and (c) as follows:

Price support to co-
operators.

(a) For tobacco (except as otherwise provided herein), corn, wheat, and rice, if the supply percentage as of the beginning of the marketing year is:	The level of support shall be not less than the following percentage of the parity price:
Not more than 102.....	90
More than 102 but not more than 104.....	89
More than 104 but not more than 106.....	88
More than 106 but not more than 108.....	87
More than 108 but not more than 110.....	86
More than 110 but not more than 112.....	85
More than 112 but not more than 114.....	84
More than 114 but not more than 116.....	83
More than 116 but not more than 118.....	82
More than 118 but not more than 120.....	81
More than 120 but not more than 122.....	80
More than 122 but not more than 124.....	79
More than 124 but not more than 126.....	78
More than 126 but not more than 128.....	77
More than 128 but not more than 130.....	76
More than 130.....	75

(b) For cotton and peanuts, if the supply percentage as of the beginning of the marketing year is:	The level of support shall be not less than the following percentage of the parity price:
Not more than 108.....	90
More than 108 but not more than 110.....	89
More than 110 but not more than 112.....	88

		The level of support shall be not less than the following percentage of the parity price:
Tobacco.	(b) For cotton and peanuts, if the supply percentage as of the beginning of the marketing year is:	
	More than 112 but not more than 114.....	87
	More than 114 but not more than 116.....	86
	More than 116 but not more than 118.....	85
	More than 118 but not more than 120.....	84
	More than 120 but not more than 122.....	83
	More than 122 but not more than 124.....	82
	More than 124 but not more than 125.....	81
	More than 125 but not more than 126.....	80
	More than 126 but not more than 127.....	79
	More than 127 but not more than 128.....	78
	More than 128 but not more than 129.....	77
	More than 129 but not more than 130.....	76
	More than 130.....	75
Corn.	(c) For tobacco, if marketing quotas are in effect, the level of support shall be 90 per centum of the parity price.	
	(d) Notwithstanding the foregoing provisions of this section—	
	(1) if producers have not disapproved marketing quotas for such crop, the level of support to cooperators shall be 90 per centum of the parity price for the 1950 crop of any basic agricultural commodity for which marketing quotas or acreage allotments are in effect;	
	(2) if producers have not disapproved marketing quotas for such crop, the level of support to cooperators shall be not less than 80 per centum of the parity price for the 1951 crop of any basic agricultural commodity for which marketing quotas or acreage allotments are in effect;	
	(3) the level of price support to cooperators for any crop of a basic agricultural commodity, except tobacco, for which marketing quotas have been disapproved by producers shall be 50 per centum of the parity price of such commodity; and no price support shall be made available for any crop of tobacco for which marketing quotas have been disapproved by producers;	
7 U. S. C. § 1312 note.	(4) the level of price support for corn to cooperators outside the commercial corn-producing area shall be 75 per centum of the level of price support to cooperators in the commercial corn-producing area;	
	(5) price support may be made available to noncooperators at such levels, not in excess of the level of price support to co-operators, as the Secretary determines will facilitate the effective operation of the program.	
	(e) Notwithstanding any of the provisions of this Act, section 2 of the Act of July 28, 1945 (59 Stat. 506) shall continue in effect.	

TITLE II—DESIGNATED NONBASIC AGRICULTURAL COMMODITIES

SEC. 201. The Secretary is authorized and directed to make available (without regard to the provisions of title III) price support to producers for wool (including mohair), tung nuts, honey, Irish potatoes, milk, butterfat, and the products of milk and butterfat as follows:

(a) The price of wool (including mohair) shall be supported through loans, purchases, or other operations at such level, not in excess of 90 per centum nor less than 60 per centum of the parity price therefor, as the Secretary determines necessary in order to encourage

an annual production of approximately three hundred sixty million pounds of shorn wool;

(b) The price of tung nuts, honey, and early, intermediate, and late Irish potatoes, respectively, shall be supported through loans, purchases, or other operations at a level not in excess of 90 per centum nor less than 60 per centum of the parity price therefor;

Tung nuts, honey,
and Irish potatoes.

(c) The price of whole milk, butterfat, and the products of such commodities, respectively, shall be supported at such level not in excess of 90 per centum nor less than 75 per centum of the parity price therefor as the Secretary determines necessary in order to assure an adequate supply. Such price support shall be provided through loans on, or purchases of, the products of milk and butterfat.

Whole milk, butter-
fat, etc.

TITLE III—OTHER NONBASIC AGRICULTURAL COMMODITIES

SEC. 301. The Secretary is authorized to make available through loans, purchases, or other operations price support to producers for any nonbasic agricultural commodity not designated in title II at a level not in excess of 90 per centum of the parity price for the commodity.

Ante, p. 1052.

SEC. 302. Without restricting price support to those commodities for which a marketing quota or marketing agreement or order program is in effect, price support shall, insofar as feasible, be made available to producers of any storable nonbasic agricultural commodity for which such a program is in effect and who are complying with such program. The level of such support shall not be in excess of 90 per centum of the parity price of such commodity nor less than the level provided in the following table:

Price support levels.

If the supply per- centage as of the beginning of the marketing year is:	The level of support shall be not less than the follow- ing percentage of the parity price:
Not more than 102.....	90
More than 102 but not more than 104.....	89
More than 104 but not more than 106.....	88
More than 106 but not more than 108.....	87
More than 108 but not more than 110.....	86
More than 110 but not more than 112.....	85
More than 112 but not more than 114.....	84
More than 114 but not more than 116.....	83
More than 116 but not more than 118.....	82
More than 118 but not more than 120.....	81
More than 120 but not more than 122.....	80
More than 122 but not more than 124.....	79
More than 124 but not more than 126.....	78
More than 126 but not more than 128.....	77
More than 128 but not more than 130.....	76
More than 130.....	75

Provided, That the level of price support may be less than the minimum level provided in the foregoing table if the Secretary, after examination of the availability of funds for mandatory price support programs and consideration of the other factors specified in section 401 (b), determines that such lower level is desirable and proper.

Less than minimum
level.

SEC. 303. In determining the level of price support for any nonbasic agricultural commodity under this title, particular consideration shall be given to the levels at which the prices of competing agricultural commodities are being supported.

Post, p. 1054.

Determination of
level.

TITLE IV—MISCELLANEOUS

SEC. 401. (a) The Secretary shall provide the price support authorized or required herein through the Commodity Credit Corporation and other means available to him.

Determining factors
in price support.

(b) Except as otherwise provided in this Act, the amounts, terms, and conditions of price support operations and the extent to which such operations are carried out, shall be determined or approved by the Secretary. The following factors shall be taken into consideration in determining, in the case of any commodity for which price support is discretionary, whether a price-support operation shall be undertaken and the level of such support and, in the case of any commodity for which price support is mandatory, the level of support in excess of the minimum level prescribed for such commodity: (1) the supply of the commodity in relation to the demand therefor, (2) the price levels at which other commodities are being supported and, in the case of feed grains, the feed values of such grains in relation to corn, (3) the availability of funds, (4) the perishability of the commodity, (5) the importance of the commodity to agriculture and the national economy, (6) the ability to dispose of stocks acquired through a price-support operation, (7) the need for offsetting temporary losses of export markets, and (8) the ability and willingness of producers to keep supplies in line with demand.

Compliance by
producers.

(c) Compliance by the producer with acreage allotments, production goals and marketing practices (including marketing quotas when authorized by law), prescribed by the Secretary, may be required as a condition of eligibility for price support.

Determination of
price support level.

(d) The level of price support for any commodity shall be determined upon the basis of its parity price as of the beginning of the marketing year or season in the case of any commodity marketed on a marketing year or season basis and as of January 1 in the case of any other commodity.

Price support at
increased levels.

SEC. 402. Notwithstanding any other provision of this Act, price support at a level in excess of the maximum level of price support otherwise prescribed in this Act may be made available for any agricultural commodity if the Secretary determines, after a public hearing of which reasonable notice has been given, that price support at such increased level is necessary in order to prevent or alleviate a shortage in the supply of any agricultural commodity essential to the national welfare or in order to increase or maintain the production of any agricultural commodity in the interest of national security. The Secretary's determination and the record of the hearing shall be available to the public.

Adjustments.

SEC. 403. Appropriate adjustments may be made in the support price for any commodity for differences in grade, type, staple, quality, location, and other factors. Such adjustments shall, so far as practicable, be made in such manner that the average support price for such commodity will, on the basis of the anticipated incidence of such factors, be equal to the level of support determined as provided in this Act. Middling seven-eighths inch cotton shall be the standard grade for purposes of parity and price support.

49 Stat. 774.
7 U. S. C. § 612c;
Supp. II, § 612c.
Post, p. 1057.
60 Stat. 231.
42 U. S. C. § 1755.

SEC. 404. The Secretary, in carrying out programs under section 32 of Public Law Numbered 320, Seventy-fourth Congress, approved August 24, 1935, as amended, and section 6 of the National School Lunch Act may utilize the services and facilities of the Commodity Credit Corporation (including but not limited to procurement by contract), and make advance payments to it.

Liability for def-
iciencies.

SEC. 405. No producer shall be personally liable for any deficiency arising from the sale of the collateral securing any loan made under

authority of this Act unless such loan was obtained through fraudulent representations by the producer. This provision shall not, however, be construed to prevent the Commodity Credit Corporation or the Secretary from requiring producers to assume liability for deficiencies in the grade, quality, or quantity of commodities stored on the farm or delivered by them, for failure properly to care for and preserve commodities, or for failure or refusal to deliver commodities in accordance with the requirements of the program.

Deficiencies in grade, etc.

SEC. 406. The Secretary shall, insofar as practicable, announce the level of price support for field crops in advance of the planting season and for other agricultural commodities in advance of the beginning of the marketing year or season (January 1 in the case of commodities not marketed on a marketing year or season basis), but the level of price support so announced shall not exceed the estimated maximum level of price support specified in this Act, based upon the latest information and statistics available to the Secretary when such level of price support is announced; and the level of price support so announced shall not be reduced if the maximum level of price support when determined, is less than the level so announced.

Announcement of support levels.

SEC. 407. The Commodity Credit Corporation may sell any farm commodity owned or controlled by it at any price not prohibited by this section. In determining sales policies for basic agricultural commodities or storable nonbasic commodities, the Corporation should give consideration to the establishing of such policies with respect to prices, terms, and conditions as it determines will not discourage or deter manufacturers, processors, and dealers from acquiring and carrying normal inventories of the commodity of the current crop. The Corporation shall not sell any basic agricultural commodity or storable nonbasic commodity at less than 5 per centum above the current support price for such commodity, plus reasonable carrying charges. The foregoing restrictions shall not apply to (A) sales for new or byproduct uses; (B) sales of peanuts and oilseeds for the extraction of oil; (C) sales for seed or feed if such sales will not substantially impair any price-support program; (D) sales of commodities which have substantially deteriorated in quality or as to which there is a danger of loss or waste through deterioration or spoilage; (E) sales for the purpose of establishing claims arising out of contract or against persons who have committed fraud, misrepresentation, or other wrongful acts with respect to the commodity; (F) sales for export; (G) sales of wool; and (H) sales for other than primary uses.

Sale of agricultural commodities by Commodity Credit Corporation.

Restriction.

SEC. 408. For the purposes of this Act—

(a) A commodity shall be considered storable upon determination by the Secretary that, in normal trade practice, it is stored for substantial periods of time and that it can be stored under the price-support program without excessive loss through deterioration or spoilage or without excessive cost for storage for such periods as will permit its disposition without substantial impairment of the effectiveness of the price-support program.

Storable commodity.

(b) A "cooperator" with respect to any basic agricultural commodity shall be a producer on whose farm the acreage planted to the commodity does not exceed the farm acreage allotment for the commodity under title III of the Agricultural Adjustment Act of 1938, as amended, or in the case of price support for corn to a producer outside the commercial corn-producing area, a producer who complies with conditions of eligibility prescribed by the Secretary. For the purpose of this subsection, a producer shall not be deemed to have exceeded his farm acreage allotment unless such producer knowingly exceeded such allotment.

"Cooperator."

52 Stat. 38.
7 U. S. C. §§ 1301-1393; Supp. II, § 1301 et seq.
Ante, p. 670; *post*, pp. 1053, 1059, 1062.

"Basic agricultural commodity."

"Nonbasic agricultural commodity."

"Supply percentage."

"Total supply."

"Carry-over."

"Normal supply."

"Marketing year."

52 Stat. 31.
7 U. S. C. § 1281 *et seq.*; Supp. II, § 1282 *et seq.*
Ante, p. 670; *post*, pp. 1058, 1059, 1062.
62 Stat. 1250.
7 U. S. C., Supp. II, § 1301 (a) (1) (B).
"Prices."

56 Stat. 23.
50 U. S. C. app. § 901 *et seq.*; Supp. II, § 902 *et seq.*
62 Stat. 1250.
7 U. S. C., Supp. II, § 1301 (a) (1) (C).

62 Stat. 1250.
7 U. S. C., Supp. II, § 1301 (a) (1).
Minimum parity price.

(c) A "basic agricultural commodity" shall mean corn, cotton, peanuts, rice, tobacco, and wheat, respectively.

(d) A "nonbasic agricultural commodity" shall mean any agricultural commodity other than a basic agricultural commodity.

(e) The "supply percentage" as to any commodity shall be the percentage which the estimated total supply is of the normal supply as determined by the Secretary from the latest available statistics of the Department of Agriculture as of the beginning of the marketing year for the commodity.

(f) "Total supply" of any nonbasic agricultural commodity for any marketing year shall be the carry-over at the beginning of such marketing year, plus the estimated production of the commodity in the United States during the calendar year in which such marketing year begins and the estimated imports of the commodity into the United States during such marketing year.

(g) "Carry-over" of any nonbasic agricultural commodity for any marketing year shall be the quantity of the commodity on hand in the United States at the beginning of such marketing year, not including any part of the crop or production of such commodity which was produced in the United States during the calendar year then current. The carry-over of any such commodity may also include the quantity of such commodity in processed form on hand in the United States at the beginning of such marketing year, if the Secretary determines that the inclusion of such processed quantity of the commodity is necessary to effectuate the purposes of this Act.

(h) "Normal supply" of any nonbasic agricultural commodity for any marketing year shall be (1) the estimated domestic consumption of the commodity for the marketing year for which such normal supply is being determined, plus (2) the estimated exports of the commodity for such marketing year, plus (3) an allowance for carry-over. The allowance for carry-over shall be the average carry-over of the commodity for the five marketing years immediately preceding the marketing year in which such normal supply is determined, adjusted for surpluses or deficiencies caused by abnormal conditions, changes in marketing conditions, or the operation of any agricultural program. In determining normal supply, the Secretary shall make such adjustments for current trends in consumption and for unusual conditions as he may deem necessary.

(i) "Marketing year" for any nonbasic agricultural commodity means any period determined by the Secretary during which substantially all of a crop or production of such commodity is normally marketed by the producers thereof.

(j) Any term defined in the Agricultural Adjustment Act of 1938, shall have the same meaning when used in this Act.

SEC. 409. (a) Section 301 (a) (1) (B) of the Agricultural Adjustment Act of 1938, as amended by the Agricultural Act of 1948 (defining "adjusted base price"), is amended by adding at the end thereof the following: "As used in this subparagraph, the term 'prices' shall include wartime subsidy payments made to producers under programs designed to maintain maximum prices established under the Emergency Price Control Act of 1942."

(b) Section 301 (a) (1) (C) of such Act, as so amended (defining "parity index"), is amended (1) by inserting after the word "buy" a comma and the following: "wages paid hired farm labor", and (2) by inserting after "such prices" a comma and the word "wages".

(c) Section 301 (a) (1) of such Act, as so amended, is amended by adding at the end thereof the following new subparagraph:

"(G) Notwithstanding the foregoing provisions of this section, the parity price for any basic agricultural commodity, as of any date dur-

ing the four-year period beginning January 1, 1950, shall not be less than its parity price computed in the manner used prior to the enactment of the Agricultural Act of 1949."

(d) Section 301 (b) (10) (A) of such Act, as so amended (defining "normal supply"), is amended by striking out "7 per centum in the case of corn" and inserting in lieu thereof "10 per centum in the case of corn".

(e) Section 322 (a) of such Act, as so amended (relating to corn marketing quotas), is amended by adding at the end thereof the following: "With respect to the 1950 crop of corn the determination and proclamation required by this section may be made, notwithstanding the foregoing, at any time prior to February 1, 1950, using 1949 as 'such calendar year' for the purposes of (1) and (2) of the preceding sentence."

(f) Section 328 of such Act, as so amended (relating to corn acreage allotments), is amended by striking out "reserve supply level" and inserting in lieu thereof "normal supply".

SEC. 410. Section 4 of the Act of March 8, 1938, as amended (15 U. S. C., 1946 edition, 713a-4), is amended by substituting a colon for the period at the end of the next to the last sentence thereof and adding the following: "Provided, That this sentence shall not limit the authority of the Corporation to issue obligations for the purpose of carrying out its annual budget programs submitted to and approved by the Congress pursuant to the Government Corporation Control Act (31 U. S. C., 1946 edition, sec. 841)."

SEC. 411. Section 32, as amended, of the Act entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", approved August 24, 1935 (U. S. C., title 7, sec. 612c), is amended by inserting before the last sentence thereof the following: "The sums appropriated under this section shall be devoted principally to perishable nonbasic agricultural commodities (other than those designated in title II of the Agricultural Act of 1949) and their products."

SEC. 412. Determinations made by the Secretary under this Act shall be final and conclusive: *Provided*, That the scope and nature of such determinations shall not be inconsistent with the provisions of the Commodity Credit Corporation Charter Act.

SEC. 413. This Act shall not be effective with respect to price support operations for any agricultural commodity for any marketing year or season commencing prior to January 1, 1950, except to the extent that the Secretary of Agriculture shall, without reducing price support theretofore undertaken or announced, elect to apply the provisions of this Act.

SEC. 414. Section 302 of the Agricultural Adjustment Act of 1938, as amended, and any provision of law in conflict with the provisions of this Act are hereby repealed.

SEC. 415. (a) Except as modified by this Act or by Public Law 272, Eighty-first Congress, sections 201 (b), 201 (d), 201 (e), 203, 207 (a), and 208 of the Agricultural Act of 1948 shall be effective for the purpose of taking any action with respect to the 1950 and subsequent crops upon the enactment of this Act. If the time within which any such action is required to be taken shall have elapsed prior to the enactment of this Act, such action shall be taken within thirty days after the enactment of this Act.

(b) No provision of the Agricultural Act of 1948 shall be deemed to supersede any provision of Public Law 272, Eighty-first Congress.

(c) Section 301 (b) (10) of the Agricultural Adjustment Act of 1938, as amended, by section 201 (d) of the Agricultural Act of 1948, is amended (1) by striking out of subparagraph (A) the following: "cotton," (2) by striking out of subparagraph (A) the following:

52 Stat. 41; 62 Stat. 1251.
7 U. S. C., Supp. II, § 1301 (b) (10) (A).
Ante, p. 676.

52 Stat. 49; 62 Stat. 1255.
7 U. S. C., Supp. II, § 1322 (a).

52 Stat. 52; 62 Stat. 1257.
7 U. S. C., Supp. II, § 1328.

52 Stat. 103.
15 U. S. C., Supp. II, § 713a-4 note.

59 Stat. 597.
31 U. S. C., Supp. II, § 846 *et seq.*

49 Stat. 774.
7 U. S. C., Supp. II, § 612c.

Ante, p. 1052.

62 Stat. 1070.
15 U. S. C., Supp. II, §§ 714-714o.
Ante, p. 154.
Price support for prior years.

52 Stat. 43.
7 U. S. C., Supp. II, § 1302.

Ante, p. 670.
62 Stat. 1251, 1255, 1257.
7 U. S. C., Supp. II, §§ 1301 (b), 1322, 1328, 1312.

62 Stat. 1247.
7 U. S. C., Supp. II, § 1301 note.
Ante, p. 670.

52 Stat. 41; 62 Stat. 1251.
7 U. S. C., Supp. II, § 1301 (b) (10).
Ante, p. 676.

"Normal supply,"
cotton.

52 Stat. 42; 62 Stat.
1251.
7 U. S. C., Supp. II,
§ 1301 (b) (16).
Ante, p. 676.
"Total supply,"
cotton.

Repeals.
62 Stat. 1251, 1256,
1257.
7 U. S. C., Supp. II,
§§ 1301 (b) (3) (B),
1345, 1355, 1349.
Ante, pp. 674, 670.
Prevention of waste
of food commodities.

48 Stat. 264.

Loans for storage
construction.

46 Stat. 11.
12 U. S. C. §§ 1141-
1141j.

Commitment from
Commodity Credit
Corporation.

"30 per centum in the case of cotton;"; and (3) by adding at the end thereof the following subparagraph:

"(C) The 'normal supply' of cotton for any marketing year shall be the estimated domestic consumption of cotton for the marketing year for which such normal supply is being determined, plus the estimated exports of cotton for such marketing year, plus 30 per centum of the sum of such consumption and exports as an allowance for carry-over."

(d) Section 301 (b) (16) of the Agricultural Adjustment Act of 1938, as amended by section 201 (e) of the Agricultural Act of 1948 is amended (1) by striking out of subparagraph (A) the following: "cotton," and (2) by adding the following subparagraph:

"(C) 'Total supply' of cotton for any marketing year shall be the carry-over at the beginning of such marketing year, plus the estimated production of cotton in the United States during the calendar year in which such marketing year begins and the estimated imports of cotton into the United States during such marketing year."

(e) Sections 201 (c), 205, 206, and 207 (c) of the Agricultural Act of 1948 are hereby repealed.

SEC. 416. In order to prevent the waste of food commodities acquired through price support operations which are found to be in danger of loss through deterioration or spoilage before they can be disposed of in normal domestic channels without impairment of the price support program, the Secretary of Agriculture and the Commodity Credit Corporation are authorized, upon application by the Munitions Board or any other Federal agency and on such terms and under such regulations as may be deemed in the public interest, to make such commodities available to any such agency for use in making payment for commodities not produced in the United States. Any such commodities which are not disposed of pursuant to the foregoing sentence may be made available by the Secretary and the Commodity Credit Corporation at the point of storage at no cost, save handling and transportation costs incurred in making delivery from the point of storage, as follows in the order of priority set forth: First, to school-lunch programs; and to the Bureau of Indian Affairs and Federal, State, and local public welfare organizations for the assistance of needy Indians and other needy persons; second, to private welfare organizations for the assistance of needy persons within the United States; third, to private welfare organizations for the assistance of needy persons outside the United States.

SEC. 417. (a) Section 41 of the Farm Credit Act of 1933 (U. S. C., title 12, sec. 1134c) is amended by adding at the end thereof the following:

"Notwithstanding any limitations or conditions imposed by law, but subject to the availability of funds, each Bank for Cooperatives shall have power and authority to make separate loans to cooperative associations as defined in the Agricultural Marketing Act, as amended, for the purpose of financing the construction of structures for the storage of agricultural commodities (other than structures to provide refrigerated cold storage or structures in areas in which existing privately owned storage facilities for the commodity concerned are adequate) in amounts up to a maximum of 80 per centum of the cost of such structures, as approved by the Bank for Cooperatives to whom application is made for the loan: *Provided*, That the cooperative association which has applied for any loan shall have furnished to the Bank for Cooperatives an appropriate commitment from the Commodity Credit Corporation that the Commodity Credit Corporation will lease or guarantee utilization of not less than 75 per centum of the storage space contained in such structures when completed for a period of at least

three years if such structures are not additions to existing structures, or two years if such structures are additions to existing structures."

(b) Section 34 of the Farm Credit Act of 1933 (U. S. C., title 12, sec. 1134j) is amended by adding at the end thereof the following:

"Notwithstanding any limitations or conditions imposed by law, but subject to the availability of funds, the Central Bank for Cooperatives shall have power and authority to make separate loans to cooperative associations as defined in the Agricultural Marketing Act, as amended, for the purpose of financing the construction of structures for the storage of agricultural commodities (other than structures to provide refrigerated cold storage or structures located in areas in which existing privately owned storage facilities for the commodity concerned are adequate) in amounts up to a maximum of 80 per centum of the cost of such structures, as approved by such bank: *Provided*, That the cooperative association which has applied for any loan shall have furnished to such bank an appropriate commitment from the Commodity Credit Corporation that the Commodity Credit Corporation will lease or guarantee utilization of not less than 75 per centum of the storage space contained in such structures when completed for a period of at least three years if such structures are not additions to existing structures, or two years if such structures are additions to existing structures."

48 Stat. 262.
Loans for storage
construction.

46 Stat. 11.
12 U. S. C. §§ 1141-
1141j.

Commitment from
Commodity Credit
Corporation.

SEC. 418. (a) Sections 353, 354, 355, and 356 of the Agricultural Adjustment Act of 1938, as amended, are amended to read as follows:

52 Stat. 61.
7 U. S. C. §§ 1353-
1356; Supp. II, § 1355.

"APPORTIONMENT OF NATIONAL ACREAGE ALLOTMENT

"SEC. 353. (a) The national acreage allotment of rice for each calendar year shall be apportioned by the Secretary among the several States in which rice is produced in proportion to the average number of acres of rice in each State during the five-year period immediately preceding the calendar year for which such national acreage allotment of rice is determined (plus, in applicable years, the acreage diverted under previous agricultural adjustment and conservation programs) with adjustments for trends in acreage during the applicable period.

Rice.

"(b) The State acreage allotment shall be apportioned to farms owned or operated by persons who have produced rice in any one of the five calendar years immediately preceding the year for which such apportionment is made on the basis of past production of rice by the producer on the farm taking into consideration the acreage allotments previously established for such owners or operators; abnormal conditions affecting acreage; land, labor, and equipment available for the production of rice; crop rotation practices; and the soil and other physical factors affecting the production of rice: *Provided*, That if the State committee recommends such action and the Secretary determines that such action will facilitate the effective administration of the Act, he may provide for the apportionment of the State acreage allotment to farms on which rice has been produced during any one of such period of years on the basis of the foregoing factors, using past production of rice on the farm and the acreage allotments previously established for the farm in lieu of past production of rice by the producer and the acreage allotments previously established for such owners or operators. Not more than 3 per centum of the State acreage allotment shall be apportioned among farms operated by persons who will produce rice during the calendar year for which the allotment is made but who have not produced rice in any one of the past five years, on the basis of the applicable apportionment factors set forth herein: *Provided*, That in any State in which allotments are established for

Apportionment of
State acreage allot-
ments.

Apportionment to
farms producing rice
in any one of periods.

Acreage restriction.

farms on the basis of past production of rice on the farm such percentage of the State acreage allotment shall be apportioned among the farms on which rice is to be planted during the calendar year for which the apportionment is made but on which rice was not planted during any of the past five years, on the basis of the applicable apportionment factors set forth herein.

“(c) Notwithstanding any other provisions of this Act—

Apportionment to
counties.

“(1) if farm acreage allotments are established by using past production of rice on the farm and the acreage allotments previously established for the farm in lieu of past production of rice by the producer and the acreage allotments previously established for owners or operators, the State acreage allotment shall be apportioned among counties in the State on the same basis as the national acreage allotment is apportioned among the States and the county acreage allotments shall be apportioned to farms on the basis of the applicable factors set forth in subsection (b) of this section: *Provided*, That the State committee may reserve not to exceed 5 per centum of the State allotment, which shall be used to make adjustments in county allotments for trends in acreage and for abnormal conditions affecting plantings;

Ante, p. 1059.
Adjustments.

“(2) any acreage planted to rice in excess of the farm acreage allotment shall not be taken into account in establishing State, county, and farm acreage allotments.

“MARKETING QUOTAS

Proclamation by
Secretary.

“SEC. 354. (a) Whenever in any calendar year the Secretary determines that the total supply of rice for the marketing year beginning in such calendar year will exceed the normal supply for such marketing year by more than 10 per centum, the Secretary shall not later than December 31 of such calendar year proclaim such fact and marketing quotas shall be in effect for the crop of rice produced in the next calendar year.

Referendum.

“(b) Within thirty days after the date of the issuance of the proclamation specified in subsection (a) of this section, the Secretary shall conduct a referendum by secret ballot of farmers engaged in the production of the immediately preceding crop of rice to determine whether such farmers are in favor of or opposed to such quotas. If more than one-third of the farmers voting in the referendum oppose such quotas the Secretary shall, prior to the 15th day of February, proclaim the result of the referendum and such quotas shall become ineffective.

“AMOUNT OF FARM MARKETING QUOTA

“Farm marketing
excess.”
Maximum.

“SEC. 355. The farm marketing quota for any crop of rice shall be the actual production of rice on the farm less the normal production of the acreage planted to rice on the farm in excess of the farm acreage allotment. The normal production from such excess acreage shall be known as the ‘farm marketing excess’: *Provided*, That the farm marketing excess shall not be larger than the amount by which the actual production of rice on the farm exceeds the normal production of the farm acreage allotment if the producer establishes such actual production to the satisfaction of the Secretary.

“PENALTIES AND STORAGE

“SEC. 356. (a) Whenever farm marketing quotas are in effect with respect to any crop of rice, the producer shall be subject to a penalty on the farm marketing excess at a rate per pound equal to 50 per

centum of the parity price per pound for rice as of June 15 of the calendar year in which such crop is produced.

“(b) The farm marketing excess of rice shall be regarded as available for marketing and the amount of penalty shall be computed upon the normal production of the acreage on the farm planted to rice in excess of the farm acreage allotment. If a downward adjustment in the amount of the farm marketing excess is made pursuant to the proviso in section 355, the difference between the amount of the penalty computed upon the farm marketing excess before such adjustment and as computed upon the adjusted marketing excess shall be returned to or allowed the producer.

Computation of excess.

Ante, p. 1060.

“(c) The person liable for payment or collection of the penalty shall be liable also for interest thereon at the rate of 6 per centum per annum from the date the penalty becomes due until the date of payment of such penalty.

Liability.

“(d) Until the penalty on the farm marketing excess is paid, postponed, or avoided, as provided herein, all rice produced on the farm and marketed by the producer shall be subject to the penalty provided by this section and a lien on the entire crop of rice produced on the farm shall be in effect in favor of the United States.

Lien.

“(e) The penalty on the farm marketing excess on any crop of rice may be avoided or postponed by storage or by disposing of the commodity in such other manner, not inconsistent with the purposes of this Act, as the Secretary shall prescribe, including, in the discretion of the Secretary, delivery to Commodity Credit Corporation or any other agency within the Department. The Secretary shall issue regulations governing such storage or other disposition. Unless otherwise specified by the Secretary in such regulations, any quantity of rice so stored or otherwise disposed of shall be of those types and grades which are representative of the entire quantity of rice produced on the farm. Upon failure so to store or otherwise dispose of the farm marketing excess of rice within such time as may be determined under regulations prescribed by the Secretary, the penalty on such excess shall become due and payable. Any rice delivered to any agency of the Department pursuant to this subsection shall become the property of the agency to which delivered and shall be disposed of at the direction of the Secretary in a manner not inconsistent with the purposes of this Act.

Storage.

Regulations.

“(f) Subject to the provisions of subsection (g) of this section, the penalty upon the farm marketing excess stored pursuant to this section shall be paid by the producer at the time and to the extent of any depletion in the amount so stored except depletion resulting from some cause beyond the control of the producer or from substitution of the commodity authorized by the Secretary.

Payment of penalty by producer.

“(g) (1) If the planted acreage of the then current crop of rice for any farm is less than the farm acreage allotment, the amount of the commodity from any previous crop of rice stored to postpone or avoid payment of the penalty shall be reduced by an amount equal to the normal production of the number of acres by which the farm acreage allotment exceeds the acreage planted to rice.

Reduction in amount previously stored.

“(2) If the actual production of the acreage of rice on any farm on which the acreage of rice is within the farm acreage allotment is less than the normal production of the farm acreage allotment, the amount of rice from any previous crop stored to postpone or avoid payment of the penalty shall be reduced by an amount which, together with the actual production of the then current crop will equal the normal production of the farm acreage allotment: *Provided*, That the reduction under this paragraph shall not exceed the amount by which the normal production of the farm acreage allotment less any reduction made

Reduction limitation.

under paragraph (1) of this subsection is in excess of the actual production of the acreage planted to rice on the farm."

52 Stat. 39.
7 U. S. C. § 1301 (b)
(1) (B).

(b) Section 301 (b) (1) (B) of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting after the word "cotton" a comma and the word "rice".

52 Stat. 41.
7 U. S. C. § 1301 (b)
(9).

(c) Section 301 (b) (9) of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting after the comma following the word "cotton" the word "rice".

Ante, p. 672.

SEC. 419. Section 344 (f) (3) of the Agricultural Adjustment Act of 1938, as amended by Public Law 272, Eighty-first Congress, is amended (i) by striking the figure "10" in the first sentence and inserting therefor the figure "15", and (ii) by striking the figure "30" in the proviso and inserting therefor the figure "20".

Approved October 31, 1949.

[CHAPTER 793]

AN ACT

November 1, 1949
[H. R. 219]
[Public Law 440]

To confer jurisdiction upon the Court of Claims to determine the amounts due to and render judgment upon the claims of the employees of The Alaska Railroad for overtime work performed.

The Alaska Railroad, claims.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That with respect to all claims which have been filed in or which within one year of the effective date of this Act shall be filed in the Court of Claims of the United States, and notwithstanding any other provision of law, jurisdiction is hereby conferred upon said court to determine the full amounts which are due and owing to present or former employees of The Alaska Railroad for overtime work performed, under the provisions of section 23 of the Act of March 28, 1934 (48 Stat. 522), from the effective date thereof, and render judgment upon such claims for the full amounts thus determined to be due and owing to any and all of said claimants.

5 U. S. C. § 673c.

Approved November 1, 1949.